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THE XXIII PARLIAMENT OF OUR MOST HIGH AND DREAD SOVERAINE *JAMES* BEE THE GRACE *OF GOD*, KING *OF* SCOTLAND, ENGLAND, FRANCE, and IRELAND: Defender of the Faith; &c.

Halden at Edinburgh, *the* 4. *day of Auguſt* 1621.

by the Noble and Potent Lord JAMES Marquis of *Hamilton*, Earle of *Arrane*, and *Cambridge*; Lord *Aven*, and *Innerdaill*, &c: Commiſſionar apppointed for halding of the ſaid *Parliament*, by vertue of his MAJESTIES Commiſſion granted to him vnder the great Seale of this *Kingdome*: With the ſpeciall advyſe conſent and aſſent, of the ESTATES of this Realme.

Extracted foorth of the Regiſters and Bookes of the Acts of Parliament of this KINGDOME of SCOTLAND, By SIR GEORGE HAY, of KINFAWNS, Knight: Clerke of His MAIESTIES Counſell, Regiſter, and Rolles.

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THE

THE XXIII PARLIAMENT OF OUR MOST HIGH AND DREAD SOVERAINE *JAMES* BEE THE GRACE *OF GOD*, KING *OF* SCOTLAND, ENGLAND, FRANCE, and IRELAND: Defender of the Faith; &c.

Halden at Edinburgh, *the* 4. *day of August* 1621.

by the Noble and Potent Lord JAMES Marquis of *Hamilton*, Earle of *Arrane*, and *Cambridge*; Lord *Aven*, and *Innerdaill*, &c.: Commissionar apppointed for halding of the said *Parliament*, by vertue of his MAJESTIES Commission granted to him vnder the great Seale of this *Kingdome*: With the speciall advyse consent and assent, of the ESTATES of this Realme.

ACT I.

A Ratification of the Fyve Articles of the Generall Assemblie of the KIRKE, *halden at* Perth *in the Moneth of August* 1618.

VRE SOVERAINE LORD, With advyse and consent of the ESTATES of *Parliament* presentlie conveined, Ratifies and approves the Acts of the Generall Assemblie of the KIRK, halden at *Perth*, the XXV day of August the yeere of GOD Jm Vic and eightene, and concluded the twentie seventh of the same Moneth, *Sessione secunda*, Whereof the tenor followeth.

I.

SINCE Wee are commanded by GOD himselfe, that when wee come to worshíp him, we fall doune and kneele before the LORD our maker; and considering withall that there is no part of Divine worshíp more heavenlie and spirituall, then is the holy receiving of the blessed body and blood of Our LORD and Saviour JESUS CHRIST: Lyk as the moſt humble and reverend geſture of the body in our meditation and lifting vp of our hearts, beſt becõmeth ſo divine and ſacred ane Action. Therefor notwihſtanding that our KIRK hath vſed ſince the reformation of Religion, to celebrat the holy Cõmunion to the People ſitting, by reaſon of the great abuſe of kneeling vſed in the Idolatrous worſhip of the Sacrament by the Papiſts: Yet now, ſeing all memorie of bypaſt ſuperſtition is paſt. In reverence of GOD, and in due regaird of ſo Divine a miſterie, and in remembrance of ſo myſticall ane Union, as Wee are made partakers of; The Aſſemblie thinketh good, that, that blessed Sacrament bee celebrated hereafter meeklie and reverentle vpon their Knees.

II.

ITEM, if any good Chriſtian viſited with long ſicknes, and knowne to the Paſtor; by reaſon of his preſent infirmitie, vnable to reſort to the KIRK, for receiving of the holy Cõmunion, or being ſicke, ſhall declair to the Paſtor vpon his conſciẽnce, that hee thinks his ſicknes to bee deadlie, and ſhall earneſtlie deſyre to receiue the ſame in his houſe: The Miniſter ſhall not deny to him ſo great a comfort, lawfull warning being giuen to him vpon the night before, and that there bee three, or foure of good Religion and converſation, free of lawfull impediments, preſent with the ſicke perſon to communicat with him, who muſt alſo provyde a convenient place in his houſe; and all things neceſſarie for the reverend adminiſtration thereof, according to the order preſcryved in the KIRK.

III.

ITEM, the Miniſter ſhall often admoniſh the People, that they differre not the Baptiſing of Infants, any longer then the next LORDS day after the Childe be borne, vnleſſe vpon a great and reaſonable cauſe, declared to the Miniſter, and by him approved. As alſo they ſhall

warne

warne them, that without great cauſe they procure not their Children to be Baptized at home in their houſes, but when great need ſhall compell them to Baptize in privat houſes (in which caſe, the Miniſter ſhall not refuſe to doe it, vpone the knowledge of the great need; and being tymlie requyred thereto) then Baptiſme ſhall bee adminiſtred after the ſame forme as it ſhould haue been in the Congregatioun. And the Miniſter ſhall, the next Lordes day after any ſuch privat Baptiſme, declare in the KIRK; that the Infant was ſo baptiſed, and therefore ought to bee received as one of the true flocke of CHRISTS folde.

IIII.

ITEM, for-asmuch as one of the moſt ſpeciall meanes for ſtaying the increaſe of Poperie, and ſetling of true Religion in the harts of the People, is; that a ſpeciall caire bee taken in tryall of young children their education, and how they are Catechized: which in tyme of the Primitiue KIRK was moſt carefullie attended, as being moſt profitable to cauſe young children in their tender yeeres, drinke in the knowledge of GOD and his Religion, but is now altogether neglected in reſpect of great abuſe and errours which creept into the Popiſh KIRK; by making thereof a Sacrament of Confirmation: Therefore that all Superſtitions built therevpon may bee reſcinded, And that the mater it ſelfe being moſt neceſſarie for the education of the youth, may bee reduced to the Primitiue integritie,

IT is thoght good that the Miniſter in euerie Pariſh ſhall catechize all young Children of eight yeers of Age, And ſie that they haue the knowledge, and bee able to make reherſall of the LORDS Prayer, Beleif, and ten Cõmandements; with anſwers to the queſtions of the ſmall Catechiſme vſed in our KIRK: And that euerie Biſhop in his viſitation ſhall cenſure the Miniſter who ſhalbe found remiſſe therein; And the ſaid Biſhops ſhall cauſe the ſaid children to be preſented before them, and bleſſe them with Prayer for the increaſe of their knowledge: and continuance of GODS heavenlie graces with euerie one of them.

V.

ITEM, as Wee abhorre the ſuperſtitious obſervation of Feſtivall dayes by the Papiſts, and deteſt all licentious and profane abuſe thereof, by the cõmon ſort of Profeſſors; So wee think, that the ineſtimable benefits receiued from GOD, by our Lord JESUS CHRIST his Birth, Paſſion, Re-

ſurrection, Aſcenſion, and ſending doun of the holie Ghoſt, was commendablie and godly remembred, at certaine particular dayes and tymes by the whole KIRK of the world; and may bee alſo now. Therefore the Aſſemblie Ordeines, that euerie Miniſter ſhall vpon theſe dayes haue the commemoration of the forſaid ineſtimable benefits, and make choyſe of ſeverall and pertinent Texts of Scriptnre, and frame their Doctrine, and exhortations therto; and rebuke all ſuperſtitious obſervation, and licentious profanation thereof.

Which Articles and Ordinances, OUR SOVERAINE LORD with the advyſe and conſent of the ESTATE's Statuts and Ordeins to bee obeyed and obſerved by all his Majeſties Subjects as Lawes in tyme comming; Anulling and reſcinding whatſomeuer other Acts of Parliament, Conſtitutions and Cuſtomes; In ſo farre as they are derogative to any of the Articles aboue-written.

ACT II.

Anent the Taxation granted to his Majeſtie *of Threttie ſhillings tearmlie, vpon the pound Land; And the twentie pennie of all Annuelrents.*

IN the PARLIAMENT halden at *Edinburgh*, the fourt day of Auguſt the yeere of GOD 1621. the ESTATES of Parliamet preſentlie conveined, conſidering the infinite expenſes and great burding which the KINGS moſt ſacred Majeſtie their dread Lord and Soveraine, hath been conſtrayned by the ſtraitteſt bonds of Religion to vndergoe of laite, and in all liklie-hood ſhall lye vnder a long tyme; By procuring by Treatiſe or Armes, eaſe and libertie to thoſe who ſuffer for the Goſpell of CHRIST JESUS profeſſed in this Land: And there-withall calling to mynd the long Peace flooriſhing with Religion and Juſtice, which they haue enjoyed theſe many yeeres paſt; and doe yet ſtill enjoy in this univerſall combuſtion of the Chriſtian world, And that by the wyſe juſt and happie governement of his ſacred Majeſtie: And that they haue nothing to bee retourned to ſo great a King for ſo exceding greate and and rare benefits, but heartie and zealous affections ceeding to no Nation, and euer readie with their goods lands and lyves to mainteine true Religion, his Majeſties royall Perſon and poſteritie, their Honours and Crownes. Therefore in moſt humble maner, The ſaids whole ESTATES of this Realme doe earneſtlie beſeik his moſt ſacred Maieſtie, graciouſlie to accept this their offer of ane Taxattion to bee impoſed collected and payed to his Highnes, by the ſaids ESTATES in maner and at the Foure

Tearmes

Tearmes following: That is to ſay, The Earles, Lordes, and Commiſſionars of Shyres, for the Temporall Eſtate haue granted, That there ſhalbe vplifted of euerie pound Land of auld extent within this Realme, pertaining to Earles, Lords, Barrons, Frie holders, and Fewars of his Maieſties proper Lands, The Soũme of Threttie ſhillings money at euerie ane of the foure Tearmes following, viz. The Soũme of XXX. ſhillings at the Feaſt and Tearme of Candlemes next to come, in the yeare of GOD 1622. The Soumme of other XXX. ſhillings at the Feaſt and Tearme of Martinmes in the yeere of GOD 1622. The Soumme of other XXX. ſhillings. at the Feaſt and Tearme of Martinmeſs in the yeere of GOD 1623. And the Soumme of other XXX. ſhillings at the Feaſt and Tearme of Martinmeſs in the yeere of GOD 1624. The Arch-biſhops and Biſhops for the Spirituall Eſtate, haue granted that there ſhalbe vplifted of all Arch-biſhopriks, Biſhopriks, Abbacies, Pryories, and other inferior Benefices within this Realme, at euerie ane of the Foure Tearmes aboue-ſpecified; the juſt Taxation thereof as they haue beene accuſtomed to bee Taxed vnto at all tyme bygone, whenſoeuer the Temporall Lands of this Realme wer ſtented to Threttie ſhillings of auld extent: And the ſame Taxation to be payed at euerie ane of the Foure ſeverall Tearmes aboue-ſpecified. And the Commiſſionars of Burrowes for their ESTATE, haue granted that there ſhalbee vplifted of all Burrowes within this Realme, at euerie ane of the Foure Tearmes aboue-written, The iuſt Taxation thereof as they haue been accuſtomed to bee Taxed in all tyme bygone, whenſoeuer the Temporall Lands within this Realme, were ſtented to Threttie ſhillings the pound Land of auld extent. And the ſaid Taxation to bee payed at euerie ane of the Foure ſeverall Tearmes aboue-written. And in regaird that his Maieſtie hath erected ſundrie Prelacies in temporall Lordſhips whereby the owners thereof may claime to bee Taxed with the Barrons of the Temporall Eſtate, and there-throw his Highneſſe will bee defrauded of a great pairt of the ſame Taxation.

THEREFORE IT IS Statute and Ordained, that all Erections of Prelacies and other ſmall Benefices, in whole or in pairt, in Temporall Lordſhips, ſhall in payment of the ſaid Taxtion pay to the Collectors thereof ſo mekle of the ſame Taxation [*pro rata*] as if they were no wyſe erected, & as they were ſubject to doe before the erection of the ſame. And ſiclyke, IT IS Statute & Ordeined, That all diſſolved Benefices within this Realme in whole or in pairt, ſhalbee ſubject in payment of ſo mekle of the ſame Taxation [*pro rata*,] as they wold haue been ſubiect to pay ſo the ſame had not been diſſolved, and that the parties who haue gotten any part or portion of any Prelacies or other inferior Benefices diſſolved, and new ſecurities made vnto them by his Majeſtie, of that pairt and portion thereof ſo diſſolved, ſhalbee ſubiect to the payment of the Taxation thereof to the Prælat or other beneficed Perſon, for his releife of the ſame Taxation; as they wold haue been, ſo the ſame had not been diſſolved: Notwithſtanding of any condition conteined in the infeſtments and ſecurities made by his Majeſtie to them in the contraire hereof.

AND FORDER, the ſaids ESTATES Anulles and diſcharges all Priviledges and Immunities whatſoeuer, whereby any perſons may thincke themſelfes frie of payment of this preſent Taxation (the Privileges granted to the Ordinar Senators of the Colledge of Juſtice, and the Taxation

of the Benefices giuen, diſponed, and mortified for the intertainment of the Univerſities and Colledges within this Kingdome onely excepted.) AS ALSO the ſaids ESTATES conſidering that beſyds the ordinarie charges which his Majeſtie doth daily vndergoe for the maintenance of the Honour, Eſtate and Dignitie of his Highnes Kingdomes. The extraordinarie burdings which nowe lye vpon his Majeſtie by the occaſions before-written are ſo great, and doe ſo neare concerne euerie Loyall and true hearted Subiect of this Kingdome, as members of that body whereof his Majeſtie is the head: That in duetie they think themſelfes bound to beare a pairt of that burden, and to relieue his Majeſtie thereof. Therefore beſides the Ordinar Taxation aboue-written. THE ſaids ESTATES haue for the ſpace of Foure yeeres next and immediatlie following the Tearme of Martinmeſs nextocome, Voluntarlie and freelie granted to his Majeſtie a yeerlie extra-ordinar Taxation of the Twentie pennie of all Annuelrents, which any perſon or perſons within this Kingdome haue freelie due and payable to them yeerlie or tearmlie [their owne Annuelrent wherein they ar adetted to others being firſt deduced.] The firſt tearmes payment whereof ſhall bee and begin at the ſaid Feaſt and Tearme of Martinmeſs nexttocome, and ſo furth yeerlie and tearmlie at Whitſunday and Martinmeſs whill the ſaids Foure yeeres and the Eight Tearmes payment thereof be fully and completelie out-run. AND for the better tryall of euerie man his Annuel-rent which hee hath yeerlie or tearmlie due to him: IT IS ordeined, That this Act bee publiſhed at the market croce of the Burgh of *Edinburgh*, and of the whole head Burrowes of the Shirefdomes, Stewardries, Bailyeries, and Regalities, within this Kingdome, whereby all his Majeſties Leiges may haue true notice thereof, And therewithall the ſaids ESTATES WILLES, Ordeins and Commands, all his Majeſties Leiges that haue any Annuel-rent payed to them, That they compeire within the ſaid head Burgh of the Shirefdome, Stewardrie, Bailyerie, or Regalitie, or the head Burgh in any of theſe Juriſdictions where the head-courts are halden, and where the ſaids Annuelrenters dwell or haue their ordinar reſidence, in any court day in ane of the laſt weekes immediatlie preceiding Whitſunday or Martinmeſs. At which tyme the Shirefs, Stewards, Bailyies, and Bailyies of Regalities, and Proveſt and Bailyies of Burrows who are heretable Shirefs within them ſelfes, within the bounds of their Juriſdictions: ſhalbee obliſhed to hald Courts weeklie to the effect afterſpecified. And the Leiges reſorting to the ſaids courts ſhal giue up Inventors to the Clerk thereof, of the whole Soũmes of money for which Annuell is due to them yeerlie and tearmlie, the Names of the Dettors: As alſo the whole ſoummes of money for the which they are ſubject in payment of annuelrent to others, with the Names of their Creditors to whom the ſame is due, whether the ſame annuelrent bee in Victuall or Silver, The annuelrent of victuall to be eſtimat according to the Stock of money for the which it is payed at Ten for ilk hundreth thereof, And ſhall cauſe the parties vpgiuers of the ſaids Inventors euerie partie ſubſcryue his owne Inventor him ſelfe if hee can writte, and if hee cannot writte, the Clerk of the ſaid court ſhall ſubſcryue the ſaid Inventor in face of court before the members thereof. And alſo the Shirefe, Steward, Bailyie, Bailyie of Regalitie, Proveſt and Bailyies of Burrowes, who are heretable Shirefs within themſelues, within the boundes of their juriſdictions: And Clerkes

them

themſelues ſhall make, and giue up an Inventor of the debtes owing unto themſelues, and by themſelues, as ſayde is. JT JS alwayes provided, that if any perſon, impeaded by reaſon of ſickneſſe, or diſtracted by ſome other juſt occaſion, ſhall not bee preſent himſelfe, to giue up the ſayde Inventor, Jt ſhall bee lawfull for him to cauſe any honeſt reſponſible man, within the Iuriſdiction where hee dwelleth, compeire, and giue up his Jnventor: Providing the ſame bee ſubſcribed by himſelfe, or a Notar at his commaund, which the Jn-giver ſhall declare to bee a true Deede, and abide at the ſame, on the like hazard and daunger as the principall partie ſhould underlye: which ſhall bee as ſufficient as if the Jnventor had bene perſonally given up by the principall party himſelf. And an Inventor being once made, and given up, ſhall ſtill ſtand, and bee a ground to charge any perſon, during the time of the foure yeares of the ſayde Taxation, unleſſe the partie change, or otherwayes employ his Summes: And then hee ſhall giue up a new Inventor, which ſhall bee a new ground of a charge, and the former ſhall ceaſe. And the ſayde Clerke ſhall make a Recorde in his Regiſter of the ſaydes whole Inventors: which Inventors being ſo recorded, ſhall bee extracted by the ſayd Clerke, and ſubſcrybed with his hand, and three Extractes made of the ſame: one to bee given to the partie, if hee requyre the ſame: another to bee ſent, by the ſayde Clerke, to the Collecter of the ſame Taxation: and the thirde, to bee likewiſe ſent, by the ſayde Clerke, to the CLERKE of His MAIESTIES REGISTER, to bee ſtill keeped amongſt the Recordes of His Highneſſe Excecquer: to the effect it may bee knowne how farre every party is lyable in the payment of the ſayde extraordinary Taxation, For the which Extract, and Note made in Regiſter, the ſayde Clerke ſhall haue of every perſon, up-giver of an Inventor, the ſumme of foure ſhillinges Scots money. And if by ſlouth, or malice, the Clerke ſhall happen to delay, or ſhift the Lieges reſorting to the ſaydes Courtes to the effect aforeſayde, (Complaint being made thereof to the Lordes of His Majeſties Secrete Counſell) the ſaydes Clerkes ſhall bee puniſhed accordingly, at the diſcretion of the ſaydes Lordes. And at any Court day, præceeding any Tearme, it ſhall bee lawfull for any perſon to compeare, and offer to giue up his Inventor, which the Clerke and Iudge ſhall bee aſtricted to receiue.

FURTHER, For the better obſervation of the ſayde Statute, It is declared, That whoſoever receiveth, retaineth, or conditioneth to receiue any Annuel-rent, and concealeth the ſame, or any parte thereof: Or in giving up of his Inventor of Debtes, and Annuels owing by him unto his juſt Creditors, giveth up more than hee is juſtly addebted into, Whoſoever firſt diſcovereth, and revealeth eyther the Annuell concealed, or Annuell which is more than the up-givers juſt debt, ſhall for his rewarde haue the halfe of that Tearmes concealed Annuell, and as much as the halfe of that Annuell which ſhall bee diſcovered to haue beene unjuſtly given up. And incaſe it ſhall happen any perſon whatſoever, by vertue of his up-given Inventor, to bee charged for payment of his Taxation, and at the time of his charge to declare in præſence of a Iudge, by his great Oath ſolemnedly ſworne, that his Debtor is a Banke-rupt, whereby hee is diſabled to make payment of his Taxation, and is contented that the Kinges Majeſtie ſhall haue the whole Annuell-

rent addebted unto him by his banke-rupt debter of that Tearme: His ſayde Declaration ſhall be a ſufficient Liberation to him of the ſame. And for eſchewing of malicious Dilatours of thoſe who haue omitted or concealed their Summes, IT IS ordayned, That whenſoever any perſon ſhall accuſe or dilate another of concealing or omitting of Summes the time of making his Inventor, Hee ſhall condeſcende upon ſome probable cauſe of his dilation, and ſhall finde caution, [*de judicato ſolvi*] incaſe he fayle in proving that which he dilateth: And there ſhall not ſuch actions of dilations bee lawfull againſt dead perſons, their Heyres, nor Exequutors: Neyther ſhall it bee lawfull after yeare and day, after the expyring of the ſayde Taxation, to intende any ſuch action. And incaſe any perſon purchaſe wed-ſette of Landes, and ſette the ſame backe againe in tacke unto him who wed-ſette the ſame to him, The Tackes-man, poſſeſſour of the Landes, ſhall pay for the ſtent of the Landes, and the haver of the wedde-ſette ſhall pay for the Annuell-rent of his money which hee hath on the Land, as if the ſame were employed for Annuell-rent. ATTOUR, Jt ſhall not bee lawfull, by no manner of way, for any Creditour to get reliefe of his Debtor, of this Taxation which is impoſed upon Annuell-rentes by this Statute, under the paynes contayned in the Actes of Parliament made againſt uſurers. And concerning Minors, IT IS declared, That their minorities ſhall no wayes priviledge them: But their Tutors and Curators ſhall giue up the Inventors of their Annuell-rentes in their names: which if the ſaydes Tutors and Curators fayle to doe, the ſaydes Minores ſhall incurre the like daunger as others, and at their perfect age, ſhall haue action of Reliefe againſt their ſaydes Tutors and Curators for that cauſe. And incaſe any perſon depart out of this Kingdome, after the publication of this preſent Act, the ſame ſhall no wayes excuſe him from giving up of an Inventor of his Anmuell-rentes, and payment of the ſayde Taxation, and under-lying of the danger contayned in this preſent Act. But thoſe who are præſently foorth of this Realme, and ſhall not returne before the Tearme of Martinmeſſe next, they ſhall not come under the daunger of this Act, untill the Tearme of Whitſunday next: Providing that at that Tearme they giue up their Inventor, and pay their Taxation, as if they had beene præſent within this Realme before the foreſayde Tearme of Martinmeſſe next. And for the up-lifting of the foreſayde Texation, graunted upon Annuell-rentes, And to the effect His Majeſties generall Collector thereof may know now whom to craue and charge for the ſame, IT IS Statuted and Ordayned, That within every Shyreffdome, Stewardrie, Bayllyerie, and Regalitie, where the Offices of Shyreffes, Stewardes, and Bayllies are heretable: and the Proveſtes and Bayllies of Burrowes, who are heretable Shyreffes within themſelues: Theſe heretable Officiers, and their Deputies, for whome they ſhall bee holden to aunſwere, Shall collect the ſayde Taxation, and make payment thereof to his Majeſties Collector Generall of the foreſaydes Taxations. And where theſe Offices are not heretable, but changeable, The Clerkes within the ſaydes Iuriſdictions having their offices, [*ad vitam*] ſhall bee Collectors thereof. And incaſe the ſayds Clerkes haue not alreadie found ſufficient Caution for diſcharging of their dueties in their Offices, they ſhall bee holden before they haue any intromiſſion with the ſame Taxation, to finde ſufficient Cau-

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tion for that effect. And where there are no heretable Officiers, nor Clerkes, having their Offices [*ad vitam*] the ſayde Collector Generall of His Majeſties Taxations (and his Deputies in his name, ſufficiently authorized by him: and for whom hee ſhall bee holden to aunſwere, and whoſe Names hee ſhall cauſe publiſh at the Market Croſſe of the head Burgh of that Juriſdiction where there is no heretable Officier nor Clerke [*ad vitam*,] that his maieſties Lieges may know unto whome they ſhall make payment) ſhall collect and up-lift the ſame Taxation: Which payment beeing made, the Receiver thereof ſhall bee oblieged to deliver unto the payer thereof an Acquittance upon the receipt of the ſame, [*gratis*] without payment of any money for the ſame. IT IS likewiſe provided, That the Fees of the Collectors and Receivers of the ſame Taxation of Annuell-rentes, ſhall bee, Like as heereby they are remitted to the diſcretion and arbitriment of the Lordes of his Majeſties Privie Counſell, to bee ſet downe, and aggreed upon by them. And the ſayds ESTATES hereby diſcerne and declare, That all Burgeſſes, and Free-men within Burghs, albeit they bee taxed in the ordinary Taxation abouewritten, with their Neighboures, conforme to the order præſcribed for collecting of the Burrowes parte of the ſayde ordinary Taxation; Yet the ſame ſhall no wayes Liberate, nor free them from payment of their partes of this Extraordinary Taxation alſo, according to the proportion of the twenty penny of their Annuell-rentes: but they ſhall bee lyable in payment thereof, as others his Majeſties Lieges are. ATTOUR The ſaydes ESTATES annull and diſcharge all Priviledges and Immunities whatſoever, whereby any perſons may thinke themſelues free of payment of any parte of this præſent Extraordinary Taxation: the Priviledges and Immunities graunted to the Ordinary Lords of Seſſion, with the Annuell-rentes due to bee payed to Colledges, Schooles, and Hoſpitalles, or mortified for ſuſtentation and up-holding of Kirkes and Bridges, with the Annuell-rentes which may bee claymed of poore people, whoſe Stocke exceedeth not the Summe of fiue hundreth markes onely excepted. AND the ſaydes ESTATES deſcearne and ordaine the extraordinary Lordes of the Seſſion, together with the whole Advocates, Clerks of the Seſſion, Writers to the Signet, Privie and Great Seales, and other members of the Colledge of Juſtice, to contribute to the ſaydes Taxations, ſuch like as if they were not exeemed: And that of their owne conſentes, and conforme to their voluntary Offer made by them to his Majeſtie, and the ſaydes ESTATES, upon this ſpeciall proviſion, That their ſayde voluntary Offer ſhall not præjudge nor impare their Liberties, Priviledges, and Immunities in any time comming. Which Offer the ſaydes ESTATES accepted, and accept: And will, and declare, That their ſayde Offer ſhall no wayes derogate to their Priviledges and Immunities: But that their ſaydes Priviledges and Immunities ſhall bee kept, and obſerved unto them and their Succeſſoures in all times comming, unpræjudged by the ſayde Offer.

ACT. III I.

Anent the Collecting and in-bringing of the Taxation, and reliefe to Prelates.

FOR AS MVCH as the ESTATES of this præſent Parliament, upon good and weightie conſiderations, which mooved them, haue freelie and voluntarilie offered and graunted to the Kinges moſt excellent Majeſtie, OuR SOVERAIGNE LORD, for ſupplying of a parte of the Great Charges and Expences which His Majeſtie hath beene conſtrayned, even by the ſtrayteſt Bandes of Religion, to undergoe of late, and by all likelyhood ſhall lye under a long time, by procuring by treatie, or Armes, eaſe and libertie to thoſe who ſuffer for the Goſpell of JESUS CHRIST, profeſſed in this Land, A Taxation to bee payed, collected, and up-lifted, in manner, and at the foure Tearmes following: That is to ſaye, For the Barrons and Free-holders partes of the ſame Taxation, thirtie Shillings Scots money, to bee up-lifted of everie pond land of olde Extent within this Realme: Pertayning to Earles, Lordes, Barons, Free-holders, and Fewardes, of our Soveraigne Lordes proper Landes, holden by them immediately of His Majeſtie, and payed by them at everie one of the foure ſeverall Tearmes following: THAT IS TO SAY, The ſumme of thirtie ſhillinges money, at the Feaſt and Tearme of Candlemeſſe next to come, in the yeare of GOD, one thouſande, ſixe hundereth, twentie and two yeares. The ſumme of other thirtie ſhillinges money at the Feaſt and Tearme of Martinmeſſe, in the yeare of GOD 1622. yeares. The ſumme of other thritie ſhillinges money, at the Feaſt and Tearme of Martinmeſſe in the yeare of our GOD 1623. yeares. And the ſumme of other thirtie ſhillinges, money aforeſayde, at the Feaſt and Tearme of Martinmeſſe, in the yeare of GOD 1624. yeares. And for the Spirituall men, and the Burrowes partes of the ſame Taxation, That there ſhallbe up-lifted of everie Arch-Biſhopricke, Biſhoyricke, Abbacie, Priorie, and other inferiour Benefice: and of every free Burgh within this Realme, at every one of the ſaydes foure Tearmes of payment, the juſt Taxation thereof, and as they haue beene accuſtomed to bee taxed unto in all times by-gone, whenſoever the Temporall Landes within this Realme were ſtented to thirtie ſhillinges money the pound Land of olde Extent: And the ſame Taxation to bee payed at every one of the foure ſeverall Tearmes aboue-written. AND for In-bringing of the ſpirituall mens partes of the ſame Taxation, Ordaines Letters to bee directed, charging all and ſundrie Archbiſhops, Biſhops, Abbots, Priors, as likewiſe all Noblemen, and others, in whoſe favour the Erection of any Prelacie, or other inferiour Benefice, or any part or portion thereof, bee it in Landes, Kirkes, or Teynds, or in whoſe favour the Patronage of any Benefice, Kirkes, or Teynds, is paſt, and all

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other beneficed Persons contained in the taxt Rolles, their Chalmerlanes, factors and intromettours with their Rentes and living to make payment of that Summe that they and everie one of them are taxt vnto for everie one of the saides foure Tearmes payment to the collector generall to be appoynted by his Majestie, for receiving of the saide whole Taxation, or to his Deputties, and Officiares in his name, having his power to receiue the same at the particulare Tearmes aboue-written, under the paine of Rebellion, and putting of them to the Horne. And if they fayle therein at the by-passing of every one of the saydes Tearmes, to denounce the Disobeyers Rebelles, and put them to the Horne: and to escheate, &c. And that the Prælates, and Beneficed persons, and such Noble-men, and others, in whose Favoures the Erections and Patronages aboue-written, are past for their reliefe, haue Letters, charging their Vassalles, Sub-Vassalles, Ladies of Terce, Conjunct-feears, Life-renters, Fewardes, Tackes-men, and Pensioners, to make payment of their partes of the sayde Taxation, each one of them [*pro rata*] according to the Summe that they shall bee taxed unto: To the saydes Prælates, and other beneficed Persons, and to the saydes Noble-men, and others, having power to receiue the same, within twenty dayes next after the Charge, under the payne of Rebellion, &c. And if they fayle, to denounce, and Escheate, &c. And to poynd and distrayne therefore, as they shall thinke most expedient: Providing alwayes, That the first Tearmes payment of the sayde Taxation bee ever past, before the next tearmes payment bee charged for. Alwayes declaring, that the production of sufficient Horninges against the saydes Vassalles, Fewars, Tackes-men, and Pensioners, shall bee a reliefe to the saydes Prælates, Lordes of Erections, and beneficed persons: And shall exoner them [*pro tanto*] from payment of the sayde Taxation: Providing that the same Horninges, with their Taxed Rolles, autentickly made, and subscribed by the saydes Prælates, Lordes of Erections, and Beneficed persons, and by their Fewars, Vassalles, Tackesmen, and Pensioners, in manner heereafter præscribed, contayning the particular summe which each one of them are taxed unto, bee delivered to the Collector of the same Taxation, within the space of threescore dayes after every tearme: Otherwise, hee shall bee no wayes obliedged to receiue the same. Neyther shall the Prælate, Lord of Erection, and beneficed person, bee exonered by production of the same, at anie time thereafter. AND FURTHER, that the saydes Prælates, and such Noble-men, and others, in whose favoures the Erections and Patronages aboue-written, are past, and all other beneficed persons, may haue their reliefe of their saydes Vassalles, Sub-Vassalles, Ladies of Terce, Conjunct-feears, Life-renters, Fewars, Tackes-men, and Pensioners, to the greater ease, and lesse trouble to their saydes Vassalles, and others foresaydes.

AND, to the effect that everie one proportionallie may paye his parte of the sayde Taxation, according to the quantitie and avayle of the free rent which hee hath of his Benefice, Landes, Pension, Kirkes, and Tiend Sheaues, pertayning to him, as well the Prelate, Lord of Erection, Patrone, and other beneficed Persons, themselues, as the Fewar, Tackes-man, and Pensioner: IT IS thought expedient, statute, and ordayned, That the saydes Prelates, and others aboue rehearsed, everie one of them severally shall conveane his whole Fewars, Vassalles, Tacks-

men, and Penſioners, at the particular places hereafter deſigned: THEY ARE TO SAY, The Arch-Biſhop of SAINCT-ANDREWES, at the Citie of Sainct-Andrewes: The Arch-Biſhop of Glaſgow, at the Citie of Glaſgow: The Biſhop of Orknay, at the Towne of Kirkewall: The Biſhop of Caitnes, at the Towne of Durnoch: The Biſhop of Roſs, at the Towne of Chaunrie of Roſs: The Biſhop of Murray, at the Towne of Elgin: The Biſhop of Aberdene, at the Burgh of Aberdene: The Biſhop of Brechin, at the Burgh of Brechen: The Biſhop of Dunkeld, at the Towne of Dunkeld: The Biſhop of Dumblane, at the Towne of Dumblane: The Biſhop of Galloway, at the Towne of Wigton: The Biſhop of Argyle, at the Burgh of Inneraray: The Biſhop of the Yles, at the Burgh of Rothſay, in *Bute*: The Abbot of Icolmekill, at the *Burgh* of Innerneſs: The Prior of Ardchattane, at the *Burgh* of Inneraray: The Abbot of Ferne, at the *Burgh* of Thayne: The Lord of *Bew*lie, at the *Burgh* of Innerneſs: The Lord of Kinloſs, at the *Burgh* of Forres: The Prior of Pluſcarden, at the *Burgh* of Elgin: The Lorde of Deir, at the Towne of Peterhead: The Prior of Fyvie, at the Towne of Turreff: The Prior of Monymuske, at the Towne of Monymuske: The Lord of Arbroith, at the *Burgh* of Arbroith: The Lord of Scone, at the Burgh of Pearth: The Lord of Cowper, at the Towne of Cowper, in Angus: The Prior of Reſtenneth, at the *Burgh* of Forfar: The Collector of the Taxation, in place of the Prior of Charter-houſe, the Seate nowe vacand, at the *Burgh* of Pearth: The Prior of Elcho, at the ſame *Burgh* of Pearth: The Prior of Straphillane, at the *Burgh* of Inneraray: The Lord of Inchaffray, at the *Burgh* of Pearth: The Prior of Inchmahomo, at the *Burgh* of Sterling: The Prior of Sainct-Androis, at the Citie of Sainct-Androis: The Bayllie of the Regalitie of Dumfermling, at the Burgh of Dumfermling: The Lord of Balmerinoch, at the Burgh of Cowper in Fyfe: The Lord of Lindores, at the Burgh of Cowper in Fyfe: The Maſters of Sainct Leonards Colledge, in Sainct-Androis, for the Prior of *Portmook*, at the Burgh of Cowper in Fyfe: The Prior of Pettin-weyme, at the Burgh of Pettin-weyme: The Lord of Sainct-Colmbe, at the *Burgh* of Innerkething: The Lord of Culros, at the Burgh of Culros: The Abbot of Cambuskynneth, at the Burgh of Sterling: The Lord of Torphichin, at the *Burgh* of Linlithgow: The Prior of Manuell, at the *Burgh* of Linlithgow: The Lord of Holy-Rud-houſe, at the Burgh of Edinburgh: The Lord of Newbottle, at the Burgh of Edinburgh: The Prioreſſe of Hadington, at the *Burgh* of Hadington: The Lorde of the Temporall Landes of the *Priorie* of North-berwicke, at the Burgh of Northberwicke: The Patron, and Parſon, of the Kirke of Kynnewchar, diſſolved from the *Priorie* of North-berwicke, at the Towne of Ely: The *Patron*, and Parſon, of the Kirke of Largo, diſſolved from North-berwicke, at the Towne of Largo: The *Patron*, and *Parſon*, of the Kirke of Mayboill, diſſolved from Northberwicke, at the Burgh of Mayboill: The *Patron*, and *Parſon*, of the Kirke of Logy, diſſolved from Northberwicke, at the Burgh of Sterling: The Lord of Kelſo, at the Towne of Kelſo: The Lord of Coldinghame, at the Towne of Eymouth: The Lord of Dryburgh, at the Towne of Dryburgh: The *Prior* of Ecclis, at the Towne of Dunſs: The *Prior* of Cauldſtreame, at the Towne of Dunſs: The Lord of Jedburgh, at the Burgh of Jedburgh: The Lord of Melros, at the

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Towne of Melros: The Lord of Paiſley, at the Towne of Paiſley: The Lord of Blantyre, at the Burgh of Glaſgow: The Lord, and Baylie of the Temporall Landes of Kilwynning, at the Burgh of Irwing: The Patrons, and Parſons, of the Kirks of Kilwynning, diſſolved from the Abbay of Kilwynning, at the ſayde Burgh of Irwing: The Abbot of Corſraguell, at the Towne of Mayboill: The Prior of Whitehorne, at the Burgh of Whitehorne: The Abbot of Saulſett, at the Burgh of Whitehorne: The Prior of Sainct-Marie Yle, at the Burgh of Kirkcudbright: The Lord of Dundrenane, at the Burgh of Kirkcudbright: The Lord of Glenluce, at the Burgh of Wigton: The Abbot of Toungland, at the Burgh of Wigton: The Abbot of New-Abbay, at the Burgh of Dumfreis: The Abbot of Holywood, at the Burgh of Dumfreis: The Prior of Cannabie, at the Burgh of Annand: The Barron, and Baylie, of the Barronie of Brouchton, diſſolved from the Lordſhip of Holy-Rude-houſe, at the Burgh of Edinburgh: The Heritoures of the one hundreth pounde Land of the Barronie of Monkland, diſſolved from the Lordſhip of Newbottle, at the Citie of Glaſgow: The Miniſters of Felfoord, at Aire: Scotlandwell, at Sainct-Androis: Peibles, at Peibles: The Patron, and Parſon, of the Kirke of Dundie, diſſolved from the Abbacie of Lindores, at the Burgh of Dundie: And all other ſmall beneficed Parſons, at the Paroch Kirkes of their particular benefices. And that they conveane, to the effect abouewritten, upon the penult day of October, next to come, in the yeare of GOD one thouſand, ſixe hudreth, twentie one yeares: which is declared to be the preciſe day appoynted for all their Vaſſalles, Fewars, Tackſmen, and Penſioners, to keepe the ſayde Meeting. And that no farther Citation, nor Summonding, ſhall bee requiſite, than the Proclamation and publication of this preſent Act, at the Market Croſſes of the Head Burrowes of this Realme.

AND HEREWITH it is reſolved, by the ſaydes ESTATES, That if anie Vaſſall, Sub-Vaſſall, Fewar, Tackeſ-man of Teyndes, Penſioner, or anie other, juſtlie bound to make reliefe to the Prelate, Lorde of Erection, Patron, or other beneficed Parſon, of anie parte of the ſayde Taxation: Shall ſende anie procuratoures in his name, ſufficientlie authorized, to the ſayde Meeting: The ſame ſhall not only excuſe the abſence of the principall partie: but the procuratour in all thinges ſhall bee admitted, and received, to doe, and performe, in the Diſtribution of the ſayde Taxation, what could, or lawfully might haue beene done by him who ſent him. IT IS in like manner declared, That the Prelate, Lord of Erection, Patron, or other beneficed Perſon, impeded by diſeaſe, or diſtracted upon ſome other neceſſary occaſion, from attending that Meeting, having his abſence ſupplied that Day, by anie ſufficient worthie perſon, whome hee ſhall appoynt, and authorize, to that effect, Shall bee as lawfull, as if hee were perſonallie preſent himſelfe. And the partie ſo authorized, ſhall bee admitted, and received, in all thinges, to doe, and performe in the Diſtribution of the ſame Taxation, what could, or lawfully might haue beene done, by him who ſent him. IT IS Farther Statuted, and Ordayned, That at the ſayde Daye of Meeting, the ſaydes Prelates, Lordes of Erections, Patrones, and other beneficed perſons, ſhall by themſelues, or their procuratours lawfully authorized, as ſayde is, ſenſe and holde a Court, call by Name, and Sur-name, upon

everie one of their Vaſſalles, Sub-Vaſſalles, Fewars, Tackſ-men of Teynds, Penſioners, and others, obliſhed to relieue them of anie parte of the ſame Taxation: And lawfull time of day beeing bidden, ſhall ſhew to their ſaydes Vaſſalles, Fewars, Tackeſ-men, and penſioners, or their procuratours compeiring for them, the quantitie of the Taxation impoſed upon their prelacie, erected Lordſhip, or other benefice, autenticklie ſubſcribed by the Clerke of the ſame Taxation. And they all, at the leaſt ſo manie of them as ſhall conveine for this effect, with one conſent, ſhall diſtribute the ſame, to bee payed by everie man, as well by the prelate, Lord of Erection, and preſent poſſeſſour of ſmall benefices, for the Free Rent that everie one of them hath of their prelacies, erected Lordſhips, and ſmall benefices, as by the Vaſſall, Fewar, Tackeſ-man, and penſioner, according to the great or ſmall quantitie of the Free Rent which everie one of them hath, eyther of their Landes, Teyndes, or penſions. Which Certification to anie of the ſaydes perſons, Fewars, Vaſſalles, Tackeſ-man, or penſioner, that compeireth not by themſelues, or their procuratoures at the day and places aboue-ſpecified, to the effect aforeſayde: That ſuch as ſhall conveine with the ſaydes prelates, Lordes of Erections, patrones, and other beneficed perſons, or their procuratoures, ſhall proceede in the equall diſtribution of the ſame Taxation, as well amongſt them that are abſent, as preſent: And ſhall make, and ſubſcribe, an autenticke Taxt Rolle there upon. And, incaſe that none of the ſaydes Vaſſalles, Fewars, Tackeſ-men, and penſioners, ſhall conveine at the day and places aboue-ſpecified, to this effect, by themſelues, or their procuratoures, but ſhall wilfullie abſent themſelues from the ſayde Meeting, It ſhall bee lawfull for the ſaydes prelates, lordes of Erections, patrones, and other beneficed perſons, being preſent, by themſelues, or their procuratoures, at the daye and places aboue ſpecified, to make, ſet downe, and ſubſcribe the ſame Taxt Rolle. And incaſe any of the ſaydes prelates, lordes of Erections, patrones, and other beneficed perſons, ſhall not conveine, by themſelues, or by their procuratoures, at the day and places aboue ſpecified, particularlie deſigned to euerie one of them, It ſhall bee lawfull for the ſaydes Vaſſalles, Fewars, Tackeſ-men, and penſioners, at the leaſt ſo many of them as ſhall conveine, by themſelues, or their procuratoures, to make, ſet downe, and ſubſcribe the ſayde taxt Rolle. Which taxt Rolle ſhall containe the particular Summe that every one ſhall bee found juſtlie to bee addebted to pay, the parties name addebted to pay the ſame, and the cauſe wherefore the ſame ought to bee payed. And being ſo ſet downe, eyther by the prelate, lord of Erection, patron, and other beneficed perſon, or their lawfull procuratoures, with ſo many of their Vaſſalles, Sub-Vaſſalles, Fewars, tackeſ-men of teyndes, penſioners, and others, obliſhed to relieue them of anie part of the ſame taxation, as ſhall conveine with them to this effect. And incaſe that none ſhall conveine with them, the ſame Rolle being then ſet downe, by the prelate, lord of erection, patron, or other beneficed perſon, or their lawfull procuratours: Or incaſe of their abſence, being ſet downe, made, and ſubſcribed by ſo many of the ſayds Vaſſalles, Fewars, tackeſ-men, and penſioners, as by themſelues, or their procuratours, ſhall conveine themſelues for this effect, THE SAIDS ESTATES Decernes to bee as lawfull in all reſpects, as if the whole number of perſons having entres therein, had conveined, made, ſet down,

and

and ſubſcribed the ſame. Which taxt Rolle being ſo ſet downe, made, and ſubſcribed, in manner aboue written (and no otherwayes) and delivered to the Clerke of the taxation, The ſayds ESTATES ordaines him to giue warrant for giving of letters of Reliefe there-upon, Diſcharging him in any caſe to giue warrant for giving of letters of Reliefe upon anie Rolle preſented unto him, not made, and autenticklie ſubſcribed, in forme aboue written, as hee will aunſwere to the contrarie, upon his perill.

IT IS likewiſe Statuted, and Ordained, that tackeſmen of teynds ſhall haue Reliefe upon their ſub-tackeſ-men, [*pro tanto*] reſpect being had to the gerſome payed by the ſaydes ſub-tackeſ-men. And for inbringing of the Barrones and Free-holders partes of the ſame taxation, and of the Fewars and Rentalles of our Soveraigne Lordes proper lands their partes thereof, Ordaines letters to bee directed, charging all and ſundrie Shyreffes, Stewardes, Bayllies, their Deputies and Clerkes, Fewars, Chamberlaines, and Receivers of our Soveraigne Lordes proper landes, That they, and every one of them, within the boundes of their Offices, rayſe, and up-lift, the Summe of thirtie Shillinges, money of this Realme, of every pound land of olde Extent, lying within the boundes of their Juriſdictions, for every one of the foure tearmes aboue ſpecified: and in-bring, and deliver, the ſame unto the Collector aforeſayde: or to his Deputies, and Officiars in his name, having his power to receiue the ſame, at the particular tearmes aboue ſpecified, under the payne of Rebellion, &c. And if they fayle at the by-paſſing of every one of the ſaydes tearmes, To denounce, and eſcheate, &c. And for their reliefe, that letters bee directed, Charging all, and ſundry Earles, Lordes, Barrones, Free-holders, Fewars, and Rentallers, of our Soveraigne Lordes proper Landes, perſonally, or at their dwelling places: And by open Proclamation, at the Market Croſſes of the Head Burgh of the Shyreffdome, Stewardrie, or Bayllierie, where their Landes lye, if they bee within this Kingdome: And if they bee without this Kingdome, by open Proclamation, at the Market Croſſe of Edinburgh, Peire and Shore of Leith, upon threeſcore dayes warning, to make payment unto the ſaydes Shyreffes, Stewardes, and Bayllies, their Deputies, and Clerkes, Chamberlaines, and Receivers of our Soveraigne Lordes proper landes, everie one of them for their owne partes [*reſpective*] of the ſayde Summe of thirtie Shillinges, money foreſayde, for every pounde lande of olde Extent pertayning unto them for every one of the ſaydes foure tearmes payment, within twentie dayes next after they bee charged thereto, under the payne of Rebellion, &c. And if they fayle, To denounce, and eſcheate, &c. And if neede bee that the ſaydes Shyreffes, Stewards, Bayllies, their Deputies, and Clerkes, Chamberlaines, and Receivers of our Soveraigne Lordes proper landes, poynd and diſtrayne the readieſt Goods and Geare being upon the ſaydes Landes therefore, as they ſhall thinke moſt meete, and expedient. And that the ſaydes Earles, Lordes, Barrones, Free-holders, Fewars, and Rentallers of our Soveraigne Lordes proper landes, haue letters for their reliefe, to charge their Vaſſalles, Sub-Vaſſalles, Ladies of Terce, Conjunct-feears, and Life-renters, to make payment of their partes of the ſayde Taxation, within twentie dayes next after the charge, under the payne of Rebellion, &c. And if they

ſayle, to denounce, and eſcheate, &c. And if neede bee, that they poynd, and diſtrayne: Providing alwayes, that the firſt tearmes payment of the ſayde Taxation bee ever paſt before the next tearme be charged for. And for in-bringing of the Burrowes parte of the ſame taxation, Ordaynes letters to bee directed, Charging the Proveſt, and Bayllies of each Burgh, to make payment of the Taxt and Stent thereof, to the Collector Generall foreſayde, his Deputies, and Officiares, in his name, having his power to receiue the ſame, at the particular tearmes aboue ſpecified, under the payne of Rebellion, &c. And if they fayle, to denounce, and eſcheate, &c. And for their reliefe, that letters bee directed, charging all, and ſundry Inhabitantes within each Burgh, to conveine, and elect certaine perſons, to ſtent their Neighboures. And the ſayde Election being made, to charge the perſons elected, to accept the charge upon them, in ſetting of the ſayde Stent upon the Inhabitantes of every Burgh: and to conveine, and ſet the ſame, and make a Stent Rolle there-upon, as effeires, within twentie foure houres next after their charge, under the payne of Rebellion, &c. And if they fayle, to denounce, and eſcheate, &c. And ſuch like, the ſayde Stent Rolle beeing made, and ſet downe, as ſayde is, To charge the Burgeſſes, In-dwellers, and Inhabitantes, within each Burgh, To make payment of their partes of the ſayde Stent, to the ſaydes Proveſt and Bayllies, conforme to the taxt Rolle, to be given out there-upon, within three dayes next after the charge, under the payne of Rebellion, &c. And if they fayle, to denounce, and eſcheate, &c. And if neede bee, that the ſaydes Proveſt and Bayllies poynd and diſtraine therefore, as they ſhall thinke moſt expedient. IT IS alwayes provided, That no perſon whatſoever bee ſtented, or taxed within Burgh, except according to the avayle, and quantitie of his Rent, Living, Goods, and Geare, which hee hath within Burgh: no wayes reſpectiug his Landes, nor Poſſeſſions, which hee hath to Landward; for the which hee will bee obliſhed to pay taxation to other Officiars. Providing alwayes, that the firſt tearmes payment of the ſayde taxation bee ever paſt, before the next bee charged for,

ATTOUR, His Highneſſe, and His ſaydes ESTATES, Decernes, and declares, that the charges to bee given for payment of the ſayde Taxation, ſhall bee executed before the tearmes of payment aboue ſpecified, for every tearmes payment particularly by it ſelfe. And that the denunciation of Horning, following there-upon, ſhall not bee executed untill the tearmes of payment bee by-paſt. Which denunciation ſo following, upon the charges given before the ſaydes tearmes of payment, the ſaydes ESTATES decernes, and declares, to be valide, and ſufficient.

ATTOUR, His MAIESTIE, and the ſayds ESTATES, Conſidering the great abuſe which hath beene uſed in all times by-gone, by ſundry of the Lieges of this Realme, againſt all good conſcience, in cauſing their poore Fermorers, Tennentes, and Labourers, of their Ground, being removeable, who are ſubject in payment of very deare Fermes, and other Dueties, to relieue them of the whole burden of the by-gone Taxations: which hath beene the occaſion of Impoveriſhing of a great number of the ſaydes Fermorers, Labourers, and Tennentes, and bringing of them to utter wracke, and ruine: Whereas of reaſon they ſhould

bee

bee altogether free from the payment of any Taxation, and the ſame ſhould bee payed by ſuch as haue Free Rentes, Landes, and Goods, of their owne. FOR REMEID whereof, It is ſtatuted, and ordayned, That no perſons whatſoever, exact or compell his Tennentes; or Fermorers, removeable, who paye Ferme, and other deare Dueties, for the Landes occupied by them, to pay any parte of this preſent Taxation, or to ſute reliefe at their handes of the ſame. And if the ſame bee founde done by any perſons, that they ſhall bee called, and conveined therefore, before His Highneſſe Juſtice, and his Deputies, as violent and maſterfull Oppreſſoures of His Highneſſe Subjectes; and puniſhed therefore according to juſtice.

AS ALSO, the ſaydes ESTATES conſidering that beſides the ordinary charges which His Majeſtie doeth daylie undergoe, for the maintaynance of the Honour, Eſtate, and Dignitie of His Highneſſe Kingdomes: the extraordinarie Burthens, which nowe lyeth upon His Majeſtie, by the occaſion before written, are ſo great, and doeth ſo neare concerne every Loyall and true hearted Subject of this Kingdome, as Members of that Bodie, whereof His Majeſtie is the Head, That in duetie they thinke themſelues bound to beare a parte of that Burthen, and to relieue His Majeſtie thereof: THEREFORE, Beſide the ordinarie Taxation aboue written, the ſaydes ESTATES haue for the ſpace of foure yeares, next, and immediately following the Tearme of Martinmeſs next to come, voluntarily, and freely, graunted unto His Majeſtie, a yearely extraordinarie Taxation, of the twentie pennie of all Annuell-rentes, which any perſon or perſons within this Kingdome hath freely due and payable unto them yearly or tearmly, (their owne Annuell-rentes, wherein they are addebted to others being firſt deduced.) The firſt tearmes payment whereof ſhall bee, and beginne, at the ſayde Feaſt and Tearme of Martinmeſs next to come: and ſo foorth, yearely and tearmely, at Whitſonday and Martinmeſs, untill the ſaydes foure yeeres, and the eight tearmes payment thereof, bee fully and completely out-runne.

AND WHEREAS The ſaydes ESTATES haue, by Act of Parliament, authorized all and ſundrie heretable Shyreffes, Stewards, Bayllies, and Bayllies of Regalities, and their Deputies, and the Proveſtes and Bayllies of Burrowes, who are heretable Shyreffes within themſelfs, within the boundes of their Juriſdictions: as likewiſe the Clerkes, within the Juriſdictions where theſe Offices are not heretable: which Clerkes haue their Offices, [*ad vitam*] to collect the ſayde extraordinarie Taxation, and make payment thereof to the Collector Generall, to bee appoynted by His Majeſtie for receiving of the ſame. THEREFORE, and for in-bringing of the ſame extraordinary Taxation, The ſaydes ESTATES Ordaines Letters to bee directed, Charging all, and ſundrie the ſaydes heretable Shyreffes, Stewardes, Bayllies, Bayllies of Regalities, and their Deputies, and the ſaydes Proveſt and Bayllies, who are heretable Shyreffes within themſelues, as likewiſe the Clerkes within the Juriſdictions where theſe Offices are not heretable, That they, and everie one of them, by North the River of Dee, within the ſpace of fifteene dayes, after every Tearme of Martinmeſs and Whitſondaye: and that they, and every one of them, by South the River of Dee, within the ſpace

of ten dayes after every Tearme of Martinmeſs and Whitſonday, deliver to His Majeſties ſayde Collector Generall, a true and juſt Accompt and Inventor, of the whole Summes of money due to bee payed by any perſon within the boundes of their Juriſdiction, for his parte of the ſayd extraordinary Taxation: And that they giue up the ſame Compt and Inventor upon their Oath, ſolemnedlie ſworne, that the ſame is juſt and true: And make payment unto His Majeſties ſayde Collector Generall, or to his Deputies in his name: having his power to receiue the ſame of the whole moneyes due to bee payed to His Majeſtie, conforme to the ſayde Compt and Inventor, within twentie dayes after each tearme, under the payne of Rebellion, &c. And incaſe the ſaydes Shyreffes, Stewardes, Bayllies, Bayllies of Regalities, and Clerkes fayle, to denounce, and eſcheate, &c. For whoſe reliefe, that Letters bee directed, Charging all, and ſundry the ſaydes Annuell-renters, to make payment to the ſaydes Shyreffes, Stewardes, Bayllies, bayllies of Regalities, Clerkes, Proveſt and Bayllies of Burrowes, of the ſayde twentie pennie of all Annuell-rentes, freelie due and payable to them, within twentie dayes next after the charge, under the payne of rebellion, &c. And if they fayle, to denounce, and eſcheate, &c. And if neede bee, that the ſaydes Shyreffes, Stewardes, Bayllies, Bayllies of Regalities, Clerkes, Proveſt and Bayllies of Burrowes, poynd and diſtrayne therefore, as they ſhall thinke moſt meete and expedient.

AND His HIGHNESSE, and ESTATES foreſaydes, Ordains the Lordes of Seſſion, to bee onelie Judges to all ſuſpenſions to bee craved and ſuted by anie of our Soveraine Lordes Lieges, touching the ſaydes Taxations. Which Suſpenſiones, His MAIESTIE and ESTATES foreſaydes findes, may bee graunted upon lawfull and equitable reaſons to bee conſidered by them: and diſcharges all other Judges within this Realme, of graunting of anie Suſpenſiones thereanent. With power to the ſaydes Lordes to diligate fiue at the leaſt of their ordinarie number, as they thinke expedient, To ſit, cognoſce, and decyde the ſaydes Suſpenſiones, in time of vacance, if neede bee.

ACT. IIII.

An Act of Ratification, in Favour of the PRINCE *His Highneſſe.*

OUR SOVERAINE LORD, With Adviſe and Conſent of the ESTATES of PARLIAMENT, Ratifies, Approues: and for Him and His Succeſſoures, perpetually confirms all, and whatſoever Infeftments, Gifts, Donationes, and others Rightes, and Titles, made, or granted by his MAJESTIE, or any others His moſte Noble Progenitoures to His Highneſſe, CHARLES, PRINCE and STEWARD of SCOTLAND, His MAIESTIES Deareſt Sonne, or any others His High-

Highneſſe, the Prince, Predeceſſoures, Princes, and Stewardes of SCOTLAND, of whatſoever Landes, Lordſhips, Barronies, Superiorities, Offices, Teyndes, Annuell-rentes, Advocations, Donations, and Rightes of Patronage of Kirkes, Benefices, Chaplainries, Alterages, and others, whatſoever, where ever they lye within the Kingdome of SCOTLAND: together with all Actes of Parliament, others Actes, Lawes, Statutes, Conſuetudes, Immunities, Honoures, Priviledges, Prærogatiues, and Liberties, whatſoever made, introduced, or Joyſed, by His Highneſſe, the Prince, or any His Highneſſe Prædeceſſours, Princes of SCOTLAND, in any time by-gone. Notwithſtanding whatſoever Actes of Parliament, other Actes, Lawes, or Conſtitutions, which may appeare to derogate to the ſame, Or that may or can bee extended, or bee interprete in the contrary thereof, eyther Speciall or Generall. AND FURTHER declares, that this Generall Ratification ſhall bee as affectuall, as if all and ſundry the ſaydes Inteſtmentes, Giftes, Donations, Actes, Priviledges, Immunities, Prærogatiues, and others foreſaydes, were at length heerein expreſſed, named, and numbred. Anent the which His Majeſtie, with advile and conſent of the ESTATES, haue diſpenſed, and diſpenſe, by theſe præſentes: Reſerving alwayes the Landes, and others, aſſigned for the entertaynment of the Caſtle of DVMBARTANE, to bee applied to that uſe, untill ſome other proviſion bee made thereto, in place of the ſame.

ACT V.

Anent the Plantation of Kirkes, as yet unplanted.

OUR SOVERAINE LORD, underſtanding that there bee diverſe Kirkes within this Kingdome, which by the late Commiſſione, appoynted for Plantation of Kirkes, in the Parliament holden in Iunij, 1617. were not ſetled, nor provided with conſtant Stipendes: But which yet remayne diſfurniſhed, and unprovided of competent meanes to bee given to the Miniſters, who ſhall bee provided to the charge and function of the cure of the ſame. AND THEREWITH alſo, His Majeſtie conſidering, That there haue beene heeretofore ſundry Kirkes united together, and conjoyned in one, Albeit upon good conſiderations, It may bee found more expedient, That the ſame union bee diſſolved, and that the ſaydes Kirkes bee provided ſeverally, with diſtinct Functions, and ſeparate ſervices, at ſuch places where the commodie may affoorde, in the ſame manner, as if no ſuch union had beene made. And ſuch like, becauſe there bee ſome Kirkes, whereof the Parochine is of ſo large boundes, that manie of the Parochiners, dwelling in rowmes of the Pa-

rochine, ſo remote from the *Kirke*: who for the great diſtance of the place, or for the interjecting of Waters betwixt their rowmes, and the Kirkes, which oftentimes, and eſpeciallie in Winter, are not paſſable, or for ſome ſuch other knowne impediment, cannot haue acceſſe, and repaire to the Paroche Kirkes, at the ordinary times appointed for Divine Service, and Worſhip, and enjoye the comfort of the exerciſe thereof. AND OUR SOVERAINE LORD, according to the Princelie, and Godlie Indewmentes, wherewith His Majeſtie is ſingularlie bleſſed, being moſt carefull to eſtabliſh all good, and propagate the Religious, and true worſhippe of GOD, univerſallie throughout all this whole Kingdome: Where-thorow all of His People may haue occaſion to participate the benefite of the Worde, without feeling of anie of theſe Præjudices, growing from the aboue-written occaſions: Which His Majeſtie, in his Royall and Fatherlie care over his People, is moſte deſirous to haue removed: THEREFORE, His Majeſtie, with expreſſe adviſe, and conſent of the ESTATES of Parliament, Hath graunted full power and Commiſſion, to the Lord Chaunceller for the time: AND to the Reverende Fathers in GOD, John, Arch-Biſhoppe of Sainct-Andrewes: Iames, Arch-biſhop of Glaſgow: Alexander, Biſhop of Dunkell: Adame, Biſhop of Dumblane: Andro, biſhop of Galloway: John, Biſhop of Caitneſſe: Sixe perſons nominate for the Clergie, and Prælates. And incaſe of deceaſſe of any of them, to Patricke, biſhop of Roſſe: and Patricke, Biſhop of Aberdene. Which two perſons the ESTATES haue nominated, to ſupplie, and become, in the place of anie of the other ſixe aforeſaydes, if anie of them ſhall happen to deceaſſe before this Commiſſion bee finiſhed. TO WIT, The firſt of the two, in place of the firſt of the ſixt deceaſſing: To John, Earle of Winton: Robert, Earle of Lowthiane: Thomas, Earle of Melroſſe: John, Vicount of Lauderdaill: John, Lorde Balmerino: David, Lorde Carnagie: Sixe perſons nominate for the Nobilitie. And incaſe of any of their deceaſſe, To Iohn, Earle of Wigton, nominate to become in the place of the firſt deceaſſing: And Walter, Earle of Buckcleuch, nominate to become in the place of the ſecond. To the Commiſſioners under-written nominate for the Barrons: To wit, Sir Richard Cockburne, of Clerkington, Knight, Lorde Privie Seale: Sir William Levingſtoun, of Kilſythe, Knight: Sir James Dondas, of Arneiſtoun, Knight: Sir Archebald Naper, of Merchingſtoun, Knight: Sir Andro Ker, of Phairniehirſt: Alexander Lauder of Haltoune. And incaſeof anie of their deceaſſe, To David Crichtoun, of Lugtoune: and Sir John Hammiltoun, of Preſtoun, Perſons nominate, to become in order, as they are named, in place of any of the ſixe deceaſſing. And to Iohn Byres, burgeſſe of Edinburgh: Maſter William Ferguſſone, burgeſſe of Dondie: Andro Bell, burgeſſe of Linlithgow: Robert Taylor, burgeſſe of Sainct-Andrewes: Maſter Iames Cockburne, burgeſſe of Hadingtoun: and Sir George Bruce, of Carnok, Knight, burgeſſe of Culros: Sixe perſons nominate for the Burrowes. And incaſe of anie of their deceaſſe: To Alexander Clerke, Merchant, burgeſſe of Edinburgh: and Maſter Alexander Wedderburne, Clerke of Dondie: perſones nominate, to ſupplie in order any of the other ſixe Commiſſioners foreſaydes deceaſſing. VV HICH foreſaydes Commiſſioners, or any foure of each Eſtate nominate, as ſayde is, conſenting

and

and agreeing in one voyce, ſhall haue power to conſult, conveine, and determine, upon the matters, and in manner under-written: Providing alwayes, That there is, and ſhall bee requiſite to the validitie of any Act, Concluſion, Ordinance, and Determination of the ſayds Commiſſioners, The conjunct aſſent of foure of every one of the ſaydes foure Eſtates, all agreeing together in one voyce. Without the which Conſent of the ſayds foure of every Eſtate ſo agreeing, The reſt of the ſaydes Commiſſioners ſhall haue no power to make any valide, or effectuall Concluſion, by vertue of this præſent Commiſſion: But whatſoever ſhall bee otherwayes done, is declared to bee of none avayle, force, nor effect.

THAT IS TO SAY, Our Soveraine Lord, and Eſtates of Parliament, by the Tennor heereof gives, grauntes, and committes, full power and authoritie to the ſaydes Commiſſioners, to meete, and conveine, in the Towne of Edinburgh, at ſuch time, and times, as they ſhall appoint, and finde conuenient: And there-to call, and ſummonde before them, all Patrones, Tackſ-men of Teyndes, great and ſmall, and others, having Right, by whatſoever Title to the Teyndes of any of the Kirkes within this Kingdome, which are not already planted by the foreſayde firſt Commiſſion: and which ſhall any wayes bee medled with by this præſent Commiſſion, as they ſhall thinke neceſſary, and expedient, To exhibite, and produce before them, their Rightes and Titles, whereby they claime the ſaides Teyndes, to bee ſeene, and conſidered, by the ſaides Commiſſioners: With power unto them, out of the ſaides Teyndes, of every Parochine and Kirke, not already planted: To appoint and aſſigne, at their diſcretions, a perpetuall locall Stipende to the Miniſters præſent, and to come at all the ſaydes Kirkes, unprovided, as ſayde is: AND that notwithſtanding any Right or Title prætended by the ſaides Tackſ-men, or others, in whoſe Favoures Teyndes haue beene erected: With power alſo, to the ſaides Commiſſioners, to diſunite ſuch Kirkes, one or moe, as were united of before, and appointed to bee ſerved by one Miniſter. And as they upon good conſiderations ſhall find requiſite to appoint the ſame to bee ſerved by ſeverall Functions, and Charges, as diſtinct Parochines, after ſuch manner as ſhall bee found by them moſt expedient. Providing alwayes, That all parties having intereſſe in the union, and diſuniting of the ſaides Kirkes, and plantation thereof, giue their expreſſe Warrand and Conſent thereunto.

IN the which caſe of Plantation, and proviſion of the Kirks which ſhall be disjoyned as ſaide is, the præſentation of the Miniſters ſhall be appointed by the ſaides Commiſſioners, to pertaine to the Patrons, conforme to their Right thereof, to bee produced before them. And as the ſaides Lordes Commiſſioners ſhall finde moſt agreeable, with reaſon and equitie. With power likewiſe to the ſaides Commiſſioners, to appoint and ſet downe ſuch ſolide order, for erecting and building of new Kirks, in anie Parochines, where they ſhall finde neceſſitie, and conveniencie to doe the ſame, and where the Parochiners are not præſently well and commodiouſlie ſerved at the præſent Kirkes of the Parochine, as they ſhall finde moſt expedient. And the ſaides Kirkes being erected, with power to the ſaides Commiſſioners, to provide the ſame with ſuch proportion of Stipendes, as they ſhall finde may bee with leaſt præjudice, and beſt commoditie, made out of the fruites of the ſayde Parochines, to

the Miniſters, to bee appointed to ſerue at the ſaides new builded Kirks. To the which building, and making of new Kirks, and providing the ſame with competent Stipendes, The ſaydes ESTATES findes, and Declares, That it ſhall bee expreſſelie neceſſarie, that the Patrones, Tackeſmen, and other parties, having Intereſſe in the Erection and building of the ſaides new Kirks, and in the planting and proviſion thereof foreſaide, giue their expreſſe Warrand and Conſent there-unto. Which beeing ſo had, and obtayned, With Power to the ſaides Commiſſioners, to proceede therein as is moſt agreeable with reaſon.

IT IS Alwayes Declared, That in all, and everie one of the Caſes aboue-written: That Is To Say, Eyther in providing of Kirkes not planted of before, or in diſuniting of Kirkes formerly joyned: and appointing of ſeverall and diſtinct Stipendes to the ſame: Or in the Erecting of new Kirkes, and proviſion of them, with Miniſters, and Stipends. The ſaides Commiſſioners ſhall haue expreſſe power and warrande, To determine, and appoint ſuch proportion and quantitie, as they ſhall finde expedient, eyther amounting over the ſumme of fiue hundreth Markes, or beneath, and under the ſame, as they ſhall finde may moſt convenientlie and commodiouſlie bee had: after the conſideration of the quantitie and eſtate of the Fruites of the Kirke, and the caſe wherein the ſame is: and as may bee with leaſt præjudice ſpared out of the ſame. AND The ſaydes ESTATES Findes, and Declares, That the ſaydes Commiſſioners ſhall haue no power by vertue of this Commiſſion, To alter, or meddle with any Kirke, which was ſetled by vertue of the foreſayd Commiſſion, graunted in Anno 1617. yeeres: Or to chaunge the eſtate thereof in any wayes: Or yet to erect, builde, or provide, any new Kirke without the ſpeciall and expreſſe conſent of all parties, having Intereſſe, had, and obtayned there-unto: Without whoſe conſentes, it ſhall not bee lawfull for the ſaydes Commiſſioners, in any wayes, to touch the ſaydes Kirkes ſo provided: But the ſame are expreſſely excepted (Except incaſe of conſent foreſayde) out of this præſent Commiſſion.

AND ALSO, For as much as the ſaydes ESTATES of Parliament, Conſidering the particular Petitions and Supplications after ſpecified, given in to them by the perſons under-written, to the effect following: To wit, A Petition given in, by Thomas Burnet of Leyes, Deſiring a new Kirke to bee erected, and buiſded, within the Parochine of Fettereſſo, upon any parte within the ſame Parochine, moſt eweſt for the inſtruction of the Parochiners of Fettereſſo, who dwell moſt remote from the præſent Kirke thereof. Item, a Supplication given in by the Gentlemen and Parochiners of the Parochine of Roiſnethe; Deſiring, That the Kirke of Roiſnethe, for the cauſes ſpecified in their Supplication, founded upon the incommodious ſituation of the ſayde Kirke, might bee tranſported out of the Yle of Roiſnethe, where it præſently ſtandeth, to that parte of the mayne Land of the ſayde Parochine, called the Lands of Ardinconnell, as place moſt convenient, and indifferent for the whole Parochiners to reſort unto. Item, a Petition given in, by Iohn, Earle of Wigton, Lord Flemming, and Cumbernauld, and remanent Parochiners of the Parochine of Leinzie: craving licence to tranſporte, found, builde, and erect, the Kirke of the ſaide Parochine of Leinzie, præſently ſtanding at the Weſt ende of the Parochine thereof; to any other parte of the

ſame

ſame Parochine, neare the middeſt thereof, moſt convenient for the eaſe of the whole Parochiners: And being builded, to bee declared to be the onely Kirke of the ſayde Parochine of Leinzie. Item, two Warrandes, given in, under His HIGHNESSE Hand, Concerning the appointing, and determinating, which of the two Kirkes of Larbaire and Donypace, formerly united, ſhould bee the ordinary place of publicke Divine Service of the ſaides two Parochines, As in the ſame two Patentes contayning their owne ſeverall Deſires at more length is contayned. Item, a Petition given in, by the parochiners of the parochines of Kilcharrane, Kilmichaell, and Kilchuſlane, united by the former Commiſſion: and of the parochines of Kilcolmkill, and Kilblane, alſo united by the ſame Commiſſion: all lying within Kintyre: Deſiring libertie for building and erecting of a Kirke for ſerving of the firſt three parochines, with another Kirke for ſerving of the two laſt parochines, both united as ſayde is. Item, a Supplication given in, by Iohn, Lord Hay, of Zeſter, and the poſſeſſoures of the Landes of Rodonno: Deſiring, that the ſame Landes of Rodonno, with the pertinentes, ſhould bee declared to haue beene, and to bee in time comming, a parte of the parochine of Lyns, as alſo craving, that it might bee lawfull to the ſayde Iohn, Lord Hay, of Zeſter, to builde a Kirke upon the moſte commodious place of his Landes of Rodonno, or Meggett, for ſerving of the Inhabitantes thereof, at ſuch times as they ſhould bee impeded by ſtorme of weather, from comming to the Kirke of Lyns. Item, a Supplication given in, to the ſayds ESTATES, Deſiring, that the diſſolution of the fourty pounde lande of Buchanane, from the Kirke of Luſſe, and union thereof, to the Kirke and parochine of Inſchcalzieoche, done by the former Commiſſion, might bee now ratified: and the ſame fourty pounde lande, declared to remaine in time comming, as a parte of the parochine of Inſchcalzieoche. Item, a petition given in, by Patricke, Biſhoppe of Aberdene: Deſiring the ESTATES, to giue power to the foreſaydes Commiſſioners, to ratifie and approue the voluntary Diſſolutions of the former unions of theſe Kirkes within his Diocie, to the ſeverall proviſions, whereof the parties having Intereſſe there-intill, haue conſented, and to admitte theſe who make offer at the ſight of the Biſhoppe and Presbyterie where the Kirkes lye, To provide the ſame ſeverally, Albeit they ſhall not make out the full Rate and Stipende appoynted by the laſt Commiſſion. And laſt, a petition given in, by the Miniſter at the Kirke called Chriſtes Kirke, at Udney: Craving the ſame Kirke to bee ſufficiently planted, and provided, with a conſtant and locall Stipende, and the ſame made ſure to the Miniſter ſerving the cure at the ſayde Kirke, as the foreſaydes Supplications, Petitions, and Patentes [*reſpective*] aboue-written, in themſelues more fully proportes.

AND, Finding the Deſires foreſaydes reaſonable, Our ſayde Soveraine LORD, and ESTATES of Parliament, Giues, Grauntes, and committes, full power and authoritie, to the ſaydes Commiſſioneres, to appoynt, determine, and ſette downe, ſuch ſolide Order anent the whole particulars aboue-mentioned, and every one of them, as they after conſideration and triall had, and taken, by them there-anent, ſhall finde moſte expedient, and agreeable with reaſon. To the doing whereof, in every one of the particulars foreſaydes, (Except anent the building

of a newe Kirke within the parochine of Fettereſſo, as is deſired by the Laird of Leyes) THE ESTATES Findes, and Declares, That it ſhall bee onelie neceſſarie to ſummonde all Patrones, Tackeſ-men, and other parties whatſoever, having Intereſſe in the particulars foreſaydes, to heare, and ſee order taken, in the præmiſſes thereanent: That after Citation, the Commiſſioners may conſider of the Intereſſe and præjudice, if anie ſhall bee qualified by anie perſon before them, anent the particulars aboue-mentioned: and may then proceede therein, as they ſhall finde moſt expedient. But the ESTATES findes, and declares, That in the ſetling and determination of the firſt particular aboue-mentioned, anent the building of a newe Kirke within the parochine of Fettereſſo, There ſhall bee expreſſelie requiſite, the ſpeciall and expreſſe conſent and warrand of the parties, having Intereſſe there-intill: By, and beſide the Citation and Summonding of them to that effect: AND findes, and Declares, That the Decreete and Sentence of the ſaydes Commiſſioners, to bee given by them in all the particulars foreſaydes, and every one of them ſhall haue the ſtrength, force, and authoritie of a Sentence, and Act of Parliament, ſuch like as the ſame had beene, done, and determined, by the ſaydes ESTATES themſelues.

AND Becauſe Reaſon and Equitie craveth, That recompenſe ſhould bee made unto the Tackeſ-men, and other perſones whatſoever, who ſhall bee by the Sentence of the ſaydes Commiſſioners, hurt and præjudged of their præſent profite, which they may lawfullie bruike, by vertue of their Titles and Rightes, eſtabliſhed in their perſons: and upon whome, by vertue of the ſayde Sentence, anie Burthen of the Suſtentation and proviſion of the ſaydes Kirkes and Miniſters is to be impoſed: THEREFORE, Our Soveraine LORD, and ESTATES of Parliament, Giues full power, and commiſſion, to the ſaydes Commiſſioners, ſo to proceede in the determining of the ſayde recompenſe, that incaſe the Lorde, or anie other, having Right to erected Prælacies, who ſhall bee cited before them, refuſe to take the Burthen of Plantation of anie Kirkes belonging to the ſaydes erected Prælacies, which are in anie of the caſes aboue-written: And that upon their refuſall, (The ſame refuſall being firſt found reaſonable by the ſaydes Commiſſioners) the burthen of the ſayde plantation ſhall bee layde and impoſed by the ſaydes Commiſſioners, in whole, or in parte, eyther uppon the principall Tackeſ-men of anie of the Fruites of the ſaydes Kirkes: Or incaſe of the Tackeſ-mens refuſall, the burthen bee impoſed uppon the Sub-Tackeſ-men thereof: The ſaydes Commiſſioners ſhall haue power to decerne, appoint, and ordaine, ſuch particular recompenſe to bee given unto the ſaydes Tackeſ-men, or Sub-Tackeſ-men, by renewing of their Tackes, or Sub-Tackes, after the expyring thereof, upon ſuch conditions, as the ſaydes Commiſſioners ſhall finde reaſonable. Reſpect being had to the qualitie and proportion of the burthen to bee impoſed upon them, within the time of their Tackes and Rights, farther than they are aſtricted by their ſaydes Rightes: or by appointing ſuch other reaſonable ſatisfaction, as they ſhall finde the ſayde burthen and diſtreſſe under-gone by anie of them ſhall deſerue, and require.

LIKE AS The ſayds Commiſſioners ſhall haue ſuch like power to determine, decerne, and appoint ſuch particular ſatisfaction, and recompenſe,

penſe, to bee given eyther to Laicke-Patrones, or to the Tackeſ-men of the Fruites of the Kirkes, belonging to the lyke patronages and Sub-Tackeſ-men thereof, as they ſhall thinke may bee aunſwerable to the burthen to bee impoſed upon eyther of them, for the cauſe aboue-written proportionallie. IN THE præſcribing of the which recompenſe, The ſaydes Commiſsioners ſhall haue ſpeciall reſpect, what conſideration they finde reaſonable to bee given to the ſaydes Patrones, for their conſentes to the Tackes, if anie ſhall bee appointed, and decerned to bee ſette, and given unto the ſaydes Tackeſ-men, for recompenſe foreſayde. AND if anie beneficed perſon, upon juſt and reaſonable cauſes, refuſe to provide anie Kirke belonging to their benefice, according to the order heereby præſcribed, whereby the burthen of plantation, or farther proviſion of the Kirke, muſt neceſſarilie lye upon the Tackeſ-men or Sub-Tackeſ-men of the Fruites thereof: The ſaydes Commiſsioners, in that caſe alſo, ſhall decerne ſuch recompenſe to bee given to the ſaydes Tackeſ-men, and Sub-Tackeſ-men, for their loſſe and præjudice ſuſtayned, As the ſaydes Commiſsioners ſhall finde the ſame ſhall merit, by renewing of Tackes unto them, upon ſuch conditions as may requite their loſſe: Or by finding out ſome other reaſonable meane: which may repayre the ſame.

AND OUR ſayde Soveraine LORD, with Adviſe and Conſent of the ſaydes ESTATES, Declares, ſtatutes, and ordaines, that all Tackes, which ſhall bee decerned by the ſaydes commiſsioners, to bee given in recompenſe to anie perſon whatſoever, for the cauſes aboue-written: And which ſhall bee ſette for obedience, and conforme to the ſayde Decreete, and Sentence, whatſoever yeares, or long ſpace the ſaids Tackes ſhall comprehende, ſhall bee good, lawfull, and ſufficient ſecurities, to the perſones in whoſe favoures the ſame are appointed to bee given, and conceaved. Neyther ſhall the ſame bee anie wayes præjudged, by the Act made in the Parliament holden in Anno 1617. By the which it is Statuted, THAT no Arch-Biſhop, Biſhop, or Prælate, ſhould ſette in Tacke anie parte of their patrimonie, for longer ſpace nor nineteene yeares: AND, That no inferiour beneficed perſons ſhall ſette in Tacke any parte of their Benefice for longer ſpace nor their owne life times, and fiue yeares there-after, as the ſaide Statute proports: From the which Statute the ſaydes Tackes ſo appoynted to bee ſet, and given in recompenſe, are, and ſhall bee excepted, and reſerved, and ſhall no wayes come under the compaſſe of the ſame Act and Statute, nor in anie thing therein contained. But the ſame ſhall remayne, and abide, valide, and ſufficient Rightes, for the whole ſpace, and yeares appoynted therein, according to the Tennor thereof: notwithſtanding of the ſayde Act and Statute. And becauſe it may fall foorth, That in the recompenſe to bee appoynted, by the ſayds Commiſſioners, to the Patrones, Tackeſ-men, and Sub-Tackeſ-men, for the aforeſayde burthen to bee impoſed upon them, Moe yeares may bee aſſigned for prorogation of their præſent Tackes, nor may lawfully, or conveniently bee ſette, by the præſent beneficed perſones, to whome by Law the ſetting of Tackes of Teyndes belonges.

FOR REMEID Thereof, Our Soveraine LORD, with adviſe and conſent of the ſaydes ESTATES, Declares, Statutes, and Or-

daynes, That it ſhall bee lawfull for the commiſſioners foreſaydes, to appoynt as many yeares after the expyring of the præſent Tackes, to the Tackeſ-men of the ſaydes Kirkes, and Teyndes: Or to the patrones or Sub-Tackeſ-men [*reſpective*] for bruicking of the ſaydes Teyndes, for recompenſe of the ſayde burthen, as they ſhall thinke reaſonable: Which ſhall bee as good, valide, and ſufficient Rightes, to the ſaydes patrones, Tackeſ-men, or Sub-Tackeſ-men, [*reſpective*] and unto their Heyres and Aſſignes, for bruicking, poſſeſsing, and diſponing on the ſaydes Teyndes, during the ſaydes yeares of prorogation: As if good, lawfull, and valide Tackes and Rightes of the ſaydes Teyndes had beene ſette, and made to them, by the Titulares of the Benefices, to whom the ſame belonged: With conſent of all parties having Intereſſe. WITH expreſſe proviſion, and declaration, That at the expyring of all the ſaydes yeares, the right of the ſaydes teyndes, and power to ſette tackes thereof, ſhall returne, and appertayne to the aforeſaydes titulares of the foreſaydes benefices, as they did before the making of this præſent Act. AND OUR ſayde Soueraine LORDE, with adviſe of the ESTATES, Declares, and Ordaynes this præſent Commiſ. ſion to beginne upon the tenth day of Januarie, next to come: with continuation of dayes: and to laſt, and endure, during the ſpace of yeare and day thereafter. After the which time, the ſame ſhall ceaſe, and expyre: And ordaynes the Decreete, and Sentence of the ſayds Commiſsioners, in all the particulares foreſaydes, and everie one of them, to haue the ſtrength, force, and authoritie of a Decreete, Sentence, and Act of Parliament. For obedience whereof, the Lordes of Seſsion ſhall direct, and graunt Letters, in forme as effeires, and according as ſhall bee neceſſarie. Which commiſsion aboue-written, taking force, and full effect, in all the ſaydes particulares therein contayned, as the ſame are ſet downe, and comprehended therein, by pronunciation of decreete and ſentence upon the ſame, conforme to the power therein comprehended, given unto the ſayds Commiſsioners.

OUR SOVERAINE LORD, with expreſſe conſent, and aſſent, of the ESTATES, in that caſe, findes, and declares, That no perſone, in whoſe favoures the teyndes of Kirkes, and Benefices, are erected: nor no other, whatſoever, bruicking teyndes, by vertue of rightes lawfullie made to them of the ſame, according to the Lawes of this Realme then ſtanding, ſhall bee ever farther altered, or quarrelled in anie of their ſayds rights in anie time to come, farther than ſhall be appoynted by the ſayde decreete and ſentence to follow upon this præſent Commiſsion. But the ſaydes rightes and ſecurities incaſe foreſayde, ſhall remayne in their owne ſtrength, force, and effect: as good, lawfull, and ſufficient rightes, and ſecurities, unto them, and everie one of them, for their owne partes, for bruicking and enjoying of the ſaydes teyndes, conforme to the tennour of the ſaydes rightes, for now, and for ever.

ACT.

ACT VI.

Act Anent Compriſinges.

OUR SOVERAINE LORD, and ESTATES of Parliament, Conſidering that His Majeſties Lieges are greatly damnified, and præjudged, by the abuſe and evill cuſtome, which heeretofore hath beene obſerved in Compriſinges: whereby Lordſhips, Barronies, and other great portions of Landes are compriſed for ſmall ſummes of money: and thereby the compriſer hath right to the mailes, dueties, and profites of the Landes: notwithſtanding that they farre exceede the profite of that ſumme of money for the which the ſaydes Landes are compriſed. FOR remeide whereof, It is ſtatuted, and ordayned, That the compriſer ſhall haue no further right to the mailes, fermes, and dueties of the compriſed landes, by vertue of the compriſing ledde at his inſtance, during the yeares and ſpace that the ſame is redeemeable, but onelie to ſuch parte and quantitie thereof as will correſponde to the Annuell-rent of the ſumme, at ten for the hundreth, for the which compriſing is ledde with this proviſion alwayes, and expreſſe declaration, That if the mailes and duetis of compriſed landes exceede the proportion of the annuell-rent of the foreſayde ſummes, for the which the compriſing is deduced, and that the compriſer pleaſe to intromet therewith, and according thereunto, that hee haue intromiſsion with the ſame, in that caſe his foreſayd further intromiſsion, which ſhall extende to any greater quantitie than will juſtlye ſatisfie him of the foreſayde annuell-rent, ſhall bee aſcribed, in payment and ſatisfaction of his principall ſummes, [*pro tanto.*]

LIKE AS THE ESTATES findes, and declares, That the ſame further intromiſsion ſhall bee aſcribed in that payment of the ſayd principall ſumme: So that if it ſhall happen that the quantitie of the mailes and dueties to bee intromitted with by the compriſer, to extende unto as much as will ſatisfie the whole principall ſummes, with the ordinarie annuell-rent thereof, according to ten for each hundreth, and the expences beſtowed by the compriſer, in paſsing, and obtayning Infeftment of the Superiour, of whome the Landes are holden: together with the annuell-rent of the ſaydes ſummes, ſo given by the compriſer to the Superiour, for entering of him to the compriſed landes, and the neceſſarie expenſes and charges waired and beſtowed by the ſayde compriſer, in leading and deducing the ſayde compriſing, in that caſe, thereafter the compriſing to expyre [*ipſo facto*] and to ceaſe in all times following. AND IF that the perſon againſt whom compriſing is led bee Minor, and of leſſer age, IT IS ſtatuted, and ordayned, that it ſhall be lawfull to him at any time within his perfect age of twentie fiue yeares complete, to redeeme the ſaydes compriſed Landes, by payment of the ſummes for the which the ſayde compriſing was ledde, and of the lawfull annuell-rentes thereof, according to ten for each hundreth. Together with the expenſes beſtowed in paſsing and obtayning of the Infeftment from the Superiour, and ordinarie annuell-rent of the ſame: together alſo, with the neceſſarie expenſes beſtowed in leading and deducing

of the ſayde Compriſing, as is aboue-writen. And that notwithſtanding of the preceeding Lawes, and Practique of this Kingdome, by the which the Legall reverſion of compriſed Landes, expyred within ſeaven yeares after the leading of the compriſing: From the which His Majeſtie and Eſtates hath, by this præſent Act, and Statute, excepted Minors, in all times comming, declaring the ſame no wayes to runne againſt them. BUT IT IS Declared, That if a Minor redeeme not Landes compriſed, (the right of Reverſion whereof is competent in his perſon) within ſeaven yeares after the leading of the ſayde Compriſing, but according to the benefite graunted unto him by this præſent Act, ſuffer the compriſed Landes to remayne unredeemed, with the compriſer, during all the yeares of his Minoritie, and leſſe age: then, and in that caſe, the compriſer ſhall haue good right, to meddle, and intromet, with the whole Mailes and Dueties of the compriſed Landes of all theſe yeares ſubſequent, after the expyring of the ſaydes ſeaven yeares, and interveining betwixt them, and the ſaydes yeares of his Majoritie, and perfect age of twentie fiue yeares complete: Notwithſtanding that the dueties of the landes extende to more than will aunſwere to the annuell-rent of the money, for the which the lande is compriſed. And if it ſhall happen a Minor, having right to redeeme compriſed landes, as ſayde is, to deceaſſe before hee bee of perfect age of twentie fiue yeares, and that another Minor bee Heyre, or ſucceede unto him in his right of reverſion, and title, competent to him, for redemption of the ſaydes compriſed landes: that Minor ſo ſucceeding in the rightes, ſhall haue the ſame libertie, and priviledge aboue-written, for redemption of the ſayds landes, ſuch like, and in the ſame manner, as if they had beene compriſed from himſelfe, wherein hee ſhall no wayes bee præjudged by the yeares which ran after the compriſing, in the life time of that perſon Minor in whoſe right hee ſucceedeth, but that hee may ſuch like lawfully redeeme the ſame at any time before his Majority, as ſayde is.

AND IT IS Declared, That incaſe any Minor, having the right of the ſayde reverſion competent unto him, ſhall happen to deceaſe after the expyring of ſeaven yeares out-runne, after the ſayde compriſing, and that a perſon of perfect yeares ſucceede to the ſayde Minor, in the right of his reverſion aforeſayde: in that caſe the ſayde perſon Major ſo ſucceeding, ſhall bee holden and aſtricted to redeeme the ſayds compriſed Landes, within the ſpace of yeare and daye after the deceaſſe of the ſayde Minor, in whoſe right hee ſucceedeth. Otherwayes, the ſayde redemption not being uſed by him within that ſpace, hee ſhall bee perpetually ſecluded from all benefite, which hee may clayme by the reverſion and ſucceſſion thereunto foreſayde, and all power of redemption of the ſaydes landes, by vertue thereof. But if at the time of the Minors deceaſſe, all the ſaydes ſeaven yeares were not expyred, It ſhall bee lawfull for his ſayde Succeſſour (being Major) to redeeme, within the ſpace of ſo many of the ſaydes ſeaven yeares as were not out-runne the time of the Minors deceaſſe: ſuch like as if the ſaydes Landes had beene compriſed from the ſayde Minor himſelfe. Which time being expired, and hee doing no diligence, hee ſhall bee excluded from the benefite of his reverſion.

AND IT IS ſpecially provided, That in all the aboue-written caſes

caſes, if the compriſed Landes bee not worth ſuch yearly quantitie of Maile and Duetie, as will proportionally effeire to the Annuell-rent of the ſayde Money, at ten for every hundreth, for the which compriſing is ledde: or being worth that the ſame is exhauſted by other lawfull deeds: which may render the ſame unprofitable to the compriſer, and unaunſwerable to the Annuell-rent of the ſummes, for the which he hath compriſed, eyther in whole, or in parte: then, and in that caſe, the redeemer (whether hee bee Major, or Minor) ſhall bee holden, before hee can redeeme, or out-quite the ſaydes Landes, from the compriſer, to reſounde, and pay to him, the full Annuell-rent and profite of the ſummes, for the which the Landes were compriſed, ſo farre as hee wanteth, and inlacketh, by the benefite of his ſayde compriſing. And if the rent of the Land ſo compriſed, conſiſt in Victuall, The eſtimation and conſideration thereof, ſhall bee had according to the common prices of Victuall in thoſe Shyres where the compriſed Landes lye: according as the ſame giveth betwixt Zuile and Candlemeſſe. AND the ſayds ESTATES Declares, That this aboue-written Statute ſhall no wayes extende, nor bee præjudiciall, to compriſinges, which are alreadie præſcribed, before the date of this præſent Act.

ACT VII.

Anent Adjudications.

OUR SOVERAINE LORD, AND ESTATES OF PARLIAMENT, Conſidering the great præjudice ſuſtayned by diverſe and ſundry Creditoures, by deceaſſe of their Debtors: who being præveined by the diligence of their Concreditors, by obtayning of Sentences of Adjudication of their defunct Debters, Landes, and Eſtate, In reſpect of the refuſall of the neareſt of Kin, to enter Heyres to them, are ſecluded from participation of any parte of the Landes and Goods pertayning to their ſaydes defunct Debtors: they beeing common Debtors to the ſaydes whole Creditors, contrarie to all equitie and reaſon. FOR REMEID Whereof, It is Statuted, and Ordayned, THAT All Adjudications to bee obtayned by anie perſon at any time heereafter, of anie of their defunct Debtors, Landes, and Eſtate whatſoever, with all Rightes and Infeftmentes following thereupon, ſhall bee redeemeable from the partie obtayner of the ſaydes Sentences of Adjucation, their Heyres, and Aſſignes, at anie time after the pronouncing of the ſame, AT The Inſtance of anie Concreditor of the ſayde Defunct Debtor, or of anie Creditor of the ſayde perſon, who renounceth, To bee Heyre to his Prædeceſſors, Who ſhall happen thereafter to obtayne Decreete of Adjudication, againſt the appearing Heyre of the defunct Debtor: And that within the ſpace of ſeaven yeares, next and immediatelie following the obtayning of the ſaydes Sentences of Adjudication, by payment of the ſummes of money ſpecified in the ſaydes Sentences: Together with the Annuell-rent of the ſame ſummes, according to ten for each hundreth thereof, during the time of the not-redemption of the ſame: and of the expenſes ſuſtayned by them in obtayning of the

ſaydes Sentences, to bee taxed, and modified, by the Lordes of Counſell and Seſſion. By payment of the which ſummes, the ſayde Concreditor ſhall come in the place and right of the partie from whome hee redeemeth: And ſhall bruicke the ſame by vertue thereof, perpetually thereafter: Except it ſhall happen an other Concreditor, who ſhall obtayne the like ſentence of Adjudication, to redeeme the ſame from him, within the ſpace aboue-written. In the which caſe, it is declared, That the partie redeemer in the ſecond, third, or fourth rowme, and ſo foorth, ſo long as there are anie Concreditors, ſhall bee obliſhed not onelie to paye the ſummes contayned in the Adjudication, obtayned at the inſtance of the partie from whom hee redeemeth: But alſo the whole ſummes, which were payed by him unto the former Concreditors, for redemption of their Adjudications, with the Annuell-rent, and expenſes, in manner aboue ſpecified.

IT IS Alwayes declared, That if the partie from whome the ſaydes Adjudications ſhall bee redeemed, did up-lift the Fermes and Dueties of the Landes, and others, contayned in the Adjudicationes: THAT then, and in that caſe, the partie redeemer ſhall not bee holden to pay anie annuell-rentes, or expences: but in ſo farre as the ſame annuell-rentes, and expences, exceede, and are more, than the Mailes, Fermes, and Dueties, intromett with by the partie, from whome the ſame is redeemed. AND if the ſaydes Mailes, Fermes, and Dueties, exceede both the annuell-rent, and expenſes, IT IS Declared, That the Super-plus ſhall bee allowed in the principall ſumme, by the ſight of the Lordes of Counſell. Conſideration being had of the pryces of the Fermes, and Victuall, as the ſame were commonlie ſolde betwixt Zuile and Candlemeſſe, in the Shyreffdome where the Landes lye. IT IS alwayes Declared, That theſe præſentes ſhall no wayes bee extended to Decreetes, and Sentences of Adjudication alreadie recovered.

AND Such like, IT IS declared, That incaſe any Minor, who hath renounced in his Minoritie, bee reponed [*in integrum*] againſt the ſame Renunciation: That then, and in that caſe, hee ſhall haue place to redeeme, from the whole Creditoures, by payment of the ſaydes whole ſummes owing unto them, and whereupon they obtayned Adjudication in maner, and with the proviſions aboue ſpecified. And all the reſt of the Priviledges graunted to Minors, in Compriſinges, to bee likewiſe graunted in Adjudications: which are heere holden as repeated.

ACT VIII.

Anent the Extracts of Infeftments, paſt upon Compriſinges, foorth of the Privie Seale: where the ſame are not regiſtrated at the Great Seale.

OUR SOVERAINE LORD, and ESTATES of this præſent Parliament, Underſtanding that ſundrie His Majeſties Lieges, who for great ſummes haue compriſed their Debtours Landes, are heavilie præjudged, thorowe the fraudfull abſtracting, or deſtroying of the Writtes, Infeftmentes, or Confirmations of the ſaydes compriſed Landes: the ſaydes Wr ittes,

Writtes, Infeftmentes, and Confirmations, not beeing regiſtrated in the Regiſter of the Great Seale. HEERE FORE, whereas anie Creditour hath compriſed Landes, holden of His Majeſtie, and cannot recover forth of the perſons hands, from whom the ſame are compriſed, the KINGES Right, and Confirmation of the ſame Infeftment, given unto them thereof, Leſt the negligence of the partie, not regiſtrating the Infeftment or Confirmation, after the paſſing thereof at the Great Seale: Secunded with the ſubſequent fraude, in abſtracting and deſtroying the principall Right and Confirmation, ſhould unjuſtly indamnage the true Creditor, and Compriſer: HIS MAJESTIE, with Adviſe and Conſent of the ſaydes ESTATES, Willes, and Declares, That if the ſaydes Infeftmentes, and Confirmations of the ſaydes perſones, from whom the ſaydes Landes are compriſed, haue paſt the Privie Seale, and bee regiſtrated in the Regiſter thereof: That notwithſtanding the want of the Infeftment and Confirmation under the Great Seale, or the Extract thereof: the Extract of the ſayde Infeftment, or Confirmation, foorth of the Regiſter of the Privie Seale: The ſame thereafter beeing paſt the Great Seale, at any time ſhall bee a ſufficient Right to the Compriſer, whereby to poſſeſſe and enjoye the Lands compriſed: Conforme to the Lawes made anent Compriſinges: as freelie in all reſpectes, as if the ſaydes Infeftmentes and Confirmations were extant, and regiſtrated in the Regiſter of the Great Seale. PROVIDING Alwayes, That this præſent Act ſhall no wayes hurt nor præjudge any thirde perſone, who hath Infeftment or Confirmation of the ſaydes compriſed Landes, paſt the Great Seale of an anteriour date to the ſayde Infeftment, ſo paſt the Great Seale, in manner aforeſayde: But ſhall bee onelie of force and effect againſt that perſone, from whome the Landes are compriſed, his Heyres, and Succeſſours.

ACT IX.

Anent giving of Licence to Biſhops, to ſet their VVarde Landes in Fiew Ferme.

OUR SOVERAINE LORD, And ESTATES of Parliament, Underſtanding, That a good number of Kirke Landes, pertayning unto Biſhoprickes, & their Chaptours, are diſponed of olde to bee holden by Service of Warde, and Reliefe: Which forme of holding yeeldes no præſent nor conſtant Rent and Commoditie: but is onely a caſualitie which vaketh not often: and when it vaketh, is gifted and diſponed by the præſent Titulars, to their owne particular uſe, without any benefite to their Succeſſours. WHEREAS, If the ſaydes Kirke Landes were ſette in Fiew Ferme for a competent yearly Duetie, the ſame woulde not onelie augment, and meliorate the eſtate of the Benefice; but alſo diminiſh the occaſion of applying of Kirke rentes to particular uſes. AND HIS MAJESTIE, out of his Royall eare, and Princely diſpoſition, intending the præſervation of the eſtate of the ſaydes Biſhoprickes, and their Chaptours: And therefore, beeing moſte earneſt to avoyde and remoue this evill: HIS MAJESTIE, and ESTATES, Statutes and Ordaynes, That it ſhall bee lawfull for all Biſhoppes, and Members of Chaptours, who haue Lands holden of them by Service of Warde and

Reliefe, to ſette the ſame in Fiew Ferme, for payment of a competent Fiew Ferme duetie, and doubling the ſame at the entrie of the Heyre: Providing, That the ſayde Fiew Ferme duetie bee aunſwerable to the retoured duetie of the landes: And where the landes haue not beene retoured, That the retoure bee ruled according to the cuſtome of retoures of landes in the Countrey of the like valour, where the ſaydes landes lye: And declares, That this præſent Statute ſhall remayne in full force and effect, for the ſpace of three yeares after the date heereof onelie, and no longer, while farther order bee taken thereanent.

ACT X.

Act declaring ſummes Graſſe, given to the Miniſters, for their Gleybes to bee Teynd-free.

OUR SOVERAINE LORD, And ESTATES of this præſent Parliament, Conſidering in the fifth Parliament holden by His Majeſtie, upon the twentie fiue day of Iulie, in Anno one thouſand, fiue hundreth, foure ſcore, and eighteene yeares: Cap. 62. His Highneſſe, with adviſe and conſent of the ESTATES, Found, and Declared, That the Miniſters and Readers ought and ſhould paye no Teynde for their Gleybes, and Kirke Landes, extending to foure Ackers of Land, deſigned unto them conforme to the Act of Parliamen: But decerned and declared them to bee free of their ſaydes Teyndes, and diſcharged them [*Simpliciter*] thereof in all time comming. LIKE As in the Parliament holden at Perth, the ninth of Iulie, in Anno one thouſande, ſixe hundreth, and ſixe yeares: Cap. 7. It is ordayned, That there ſhall bee deſigned to the Miniſters ſerving the cure at Kirkes where there is no arrable land adjacent thereunto, the number of foure Summes Graſſe for every Acker, of foure Ackers of Gleybe, extending to ſixteen ſummes Graſſe, for the foure Ackers of Lande, And that of the moſte commodious and beſt Paſturage of any Kirke Landes, lying next adjacent, and moſt eweſt to the Kirke: And ordayned Letters to bee directed, for removing the poſſoſſoures there from: in ſuch like forme as againſt the poſſeſſoures of Manſs and Gleybes. And in reſpect that the Miniſters Gleybes are Teynde free, and that by conſequence, the ſummes Graſſe aboue mentioned, deſigned in ſteade thereof, where no arrable Lande is adjacent unto Kirkes, ought likewiſe of all equitie and reaſon, to bee Teynde free, in reſpect the ſame is dedicated and appointed *ad pios uſus*.

HEEREFORE, Our ſayde Soveraine LORD, with adviſe and conſent of the whole ESTATES of this præſent Parliament, by the tenor heereof, Declares, That the Miniſters and Readers, ought, and ſhoulde pay no Teynde for their ſummes Graſſe, deſigned unto them in place of their Gleybe, where no arrable Landes are adjacent to Kirkes. And decernes, and declares them to bee free of their Teyndes. And diſcharges them [*ſimpliciter*] of all payment thereof, in all time comming.

ACT

ACT XI.

Ratification and Addition, to the Act of Parliament made anent Reſtitution of Chaptours.

OUR SOVERAINE LORD, and ESTATES of this præſent Parliament, Ratifies, and approues the Act of Parliament made in the moneth of Iunij, in the yeare of GOD one thouſande, ſixe hundreth, ſeaventeene yeares, anent reſtitution of Chaptours of Cathedrall Kirkes, in all the Heads, Clauſes, Exceptions, Limitations, and Reſtrictions thereof. And further, Ordaines, and declares, That all Deedes done ſince the date of the ſayde Act for to bee done heereafter, whereby anie member of anie Cathedrall Kirke, being an Office or Dignitie, hath, or ſhall bee ſuppreſt, or anie Land Parſonage, Vicarage, or other Living, belonging to the ſayde dignitie diſſolved from the ſame, without an expreſſe warrande from his Majeſtie, and conſent of Parliament: are, and ſhall bee, with all that haue followed, or ſhall followe thereupon, Null, and of no force, nor effect: and ſhall bee ſo founde in all time heereafter, by way of Action, Exception, or replie. Providing alwayes the Marqueſſe of HAMILTON His Right to the Parſonage of Hamilton and Dalſerffe: The Earle of MARRE His right to the Parſonage of Carnwoth: and any other Parſon, having lawfull rights conforme to the Lawes of the Countrey, before the Act of Parliament, in Anno one thouſand, ſixe hundreth, and ſeaventeene yeares, bee no wayes hurt, or præjudged heerein.

ACT XII.

Anent Packing, and Peyling.

FOR AS MUCH As by diverſe Actes of Parliament it is ſtatuted, and ordayned, That no perſon uſe Packing nor Peyling of Wooll, Hydes, nor Skinnes, loſſe nor layde, outwith Free Burrowes, and Priviledges of the ſame: Notwithſtanding whereof, diverſe Strangers, and other Inhabitantes, within this Realme, doe continually reſorte to the Yles, and other places there about, with their Ships, Barkes, and Creares, and other Veſſels: And doe not onelie packe and peyle Skinnes and Hydes; but alſo doe tranſport from thence Butter, Tallone, and other forbidden Goods, to the great contempt of the ſaydes Lawes, and manifeſt defraude of our Soveraine Lord his Cuſtomes.

FOR Remeide whereof, Our Soveraine LORD, With Adviſe and Conſent of the ESTATES of this præſent Parliament, Statutes, and Ordaynes, That no Strangers, nor Inhabitantes within this Realme, take upon hand to Packe or Peyle anie Hydes or Skins in the ſayds places of the Yles, out-with the Free Burrowes: nor that they tranſport, take away, or carrie foorth of this Countrey, any Butter, Tallone, or other forbidden Goods, under payne of tinſell, and confiſcation of the Hydes and Skinnes ſo packed and peyled by them: and of tinſell and confiſcation of the Shippe, and whole Goods, that the owner of the ſayds forbidden Goods hath within the ſame. AND ORDAINES The Shyriffes of the

Shyres, and their Deputies, and Over-Lordes, of the Landes where the ſaydes Skinnes and Hydes are packed, and peyled, or from whence the ſaydes forbidden Goods are tranſported, To put this præſent Act to execution, as they will aunſwere unto His Majeſtie, upon their Office and Obedience.

ACT XIII.

Anent the diſcharging of protections.

OUR SOVERAINE LORD, and ESTATES of Parliament, Underſtanding that there may ſundrie Protections bee ſought, by Bankroupts, and others, who are addebted in great ſummes of money: whereby the execution due unto the Creditor, by the Lawes of the Countrey, againſt the Debtor, may bee fruſtrate, To the great damnage of the Creditor. FOR REMEIDE Whereof, IT IS Statuted, and Ordayned, That heereafter the Lordes of Seſſion ſhall grant no Protection from anie Execution due and competent againſt anie man of the Law. AND Declares, That if anie ſhall bee heereafter graunted, the graunter of the ſame ſhall bee ſubject and lyable of the Law to the Creditor for the ſumme, from the which hee hath graunted Protection.

ACT XIIII.

Anent playing at Cardes and Dyce, and Horſe-races.

OUR SOVERAINE LORD, And ESTATES of Parliament, Conſidering the manifolde evilles and inconvenientes, which enſue upon Carding and Dycing, and Horſe races, which are nowe over much frequented in this Countrey, to the great præjudice of the Lieges. And becauſe honeſt men ought not expect that any winning had at any of the Games aboue written, can doe them good, or proſper; HAUE, therefore, ſtatuted, and ordayned, That no man ſhall play at Cardes nor Dyce in anie Common-houſe, Towne, Hoſtelrie, or Cookes houſes, under the payne of fourtie poundes, money of this Realme: to bee exacted of the keeper of the ſaydes Innes, or Common-houſes, for the firſt fault: and loſſe of their Liberties for the next. Moreover, That it ſhall not bee lawfull to play in any other private mans houſe, but where the Maſter of the Familie playeth himſelfe. And if it ſhall happen any man to winne anie ſummes of money, at Carding or Dycing, attour the ſumme of an hundreth Markes, within the ſpace of twentie foure houres: or to gaine at Wagers upon Horſe races, any ſumme attour the ſayde ſumme of an hundreth Markes; The ſuperplus ſhall bee conſigned within twentie foure houres thereafter, in the handes of the Theſaurer for the Kirke, if it bee in Edinburgh: Or in the handes of ſuch of the Kirke Seſſion in the Countrey Parochines, as collectes and diſtributes money for the Poore of the ſame: To bee employed alwayes upon the Poore of the Paroche, where ſuch winning ſhall happen to fall out. And to the effect,

fect, that eyther exceſſe in play may bee thus reſtrayned: Or at the leaſt, that exceſſiue winning may bee employed as ſayde is. OUR Soueraine LORD, by Actes of his Supreame Court of Parliament, Giues full power, and commiſſion, to the Bayllies and Magiſtrates of Burrowes, the Shyreffes and Juſtices of Peace, in the Countrey, to perſue, and conveine all ſuch perſones, for all winning at Cardes, Dyce, and Horſe races, which ſhall happen to bee made by any perſon, by and attour the ſayde ſumme of an hundreth Markes money, aforeſayde. And incaſe the Magiſtrate informed therof refuſe to perſue for the ſame, The partie informer ſhall haue action againſt the ſayde Magiſtrate, for double the like ſumme: The one halfe whereof to bee given to the Poore, and the other halfe to the partie Informer.

ACT XV.

Act declaring all Tacks ſett for longer ſpace nor three yeeres, without conſent of the Patron, being perſons vnder the degree of Prelates, ſince 1594. *to bee null.*

OUR SOVERAINE LORD, and the ESTATES of this præſent Parliament, Underſtanding, That diverſe beneficed perſones, under the degree of Prælates, haue taken occaſion upon an Act made in our late Parliament, holden at Edinburgh, the twentie eyght day of Iunij, one thouſand, ſixe hundreth, and ſeaventeene yeares, Intituled, Anent the ſetting of Tackes by Prælates, and other beneficed perſones: To ſette Tackes and Aſſedations of the Landes and Teyndes of their ſaydes Benefices, or ſome partes and portions thereof, unto diverſe and ſundrie perſons, for the ſayde beneficed perſon his life time: and for the ſpace of fiue yeares after his deceaſſe: without conſent of the Patron. Albeit the ſayde Act of Parliament giueth no ſuch libertie to anie beneficed perſons, under the degree of a Prælate, to ſette ſuch Tackes. But onelie declareth, for what ſpaces a Biſhop, or other Prælate, may ſette: and for what ſpaces a beneficed man, under the degree of a Prælate, may ſette. Which was done by the ESTATES, To reſtrict the unbounded libertie uſed in ſetting of Tackes for many life-rentes, and nineteene yeares. And the ſayde declaration no wayes taketh away the lawfull ſolemnities, required to the ſetting of the ſaydes Tackes, eyther by conſent of the Chaptour, or patrone. Which ſtill remayneth in the owne force, underogate. Otherwayes, it ſhould bee lawfull for a Prælate, to ſette Tackes for nineteene yeares, without conſent of the Chaptoure: which is altogether abſurde.

And ſeeing by an expreſſe Act, made in Our Soveraine Lordes fourteenth Parliament, holden at Edinburgh, the eyght day of Iunij, 1594. IT IS found, and declared, That no beneficed man, under a Prælate, within this Realme, may in time thereafter ſette longer Tackes of Teynds, or other pertinentes of their Benefice, without conſent of their Patrones, but for the ſpace of three yeares onelie. Which Act ſtandeth in full

force, ſtrength, and effect: and is no wayes annulled, nor taken away, by the ſayde poſterior Act aboue ſpecified.

THEREFORE, His Majeſtie, and Eſtates foreſaydes, for eſchewing of all controverſie that may ariſe upon the ſayde laſt Act, Declares, That the ſayde laſt Act makes no derogation unto the ſayde firſt Act: And that all Tackes ſette by beneficed perſones, under the degree of Prælates, ſince the ſayde eyght day of Iunij, 1594. of any part of their ſaydes benefices, longer than for the ſayde ſpace of three yeares, without conſent of their patrones, are null, and of none avayle, conforme unto the ſayde firſt Act aboue ſpecified.

ACT XVI.

Anent Mettes, and Meaſures.

OUR SOVERAINE LORD, and ESTATES of Parliament, conſidering, That by the Act of Parliament holden in Iunij, 1617. there was a Commiſſion graunted unto certaine perſons therein nominate, for appointing and eſtabliſhing a conſtant Mette and Meaſure; for buying and ſelling of Victuall within this Realme. Which Commiſſioners gaue out their Sentence and Determination, declaring the Meaſure and Furlot of Linlithgow, to bee the Juſt and onelie Furlot, which ſhould bee uſed by all His Majeſties Lieges, in buying and ſelling of Victuall. Notwithſtanding whereof, there are manie and great abuſes committed in this Kingdome, contrarie to the ſayd Act and Determination of the ſayds Commiſſioners: To the præjudice of His Majeſties Lieges.

FOR Remeide whereof, His Maieſtie, and Eſtates foreſaydes, hath ratified, and approved: and by the tennor heereof, ratifies, approues, and confirmes, the Act and Statute [*reſpective*] aboue written, in the whole Heads and Conditions of the ſame: after the forme and tenour thereof. And commaundes, and charges, all His Maieſties Lieges, and Subiectes, To acknowledge, imbrace, obey, and obſerue the ſame Act and Statute, [*reſpective*] in the whole heads and conditions of the ſame, in forme and manner ſpecially and particularly mentioned and ſette downe thereintill, after the formes and tenoures thereof, under all higheſt payne, charge, and offence, which they may incurre, thorow their diſobedience, and as they will bee aunſwerable thereanent.

ACT XVII.

Anent the diſcharging of a pecke to the bow.

OUR SOVERAINE LORD, And ESTATES of Parliament, Underſtanding of the fraude, and frequent abuſe, committed by many of His Maieſties Subiectes, Buyers and Blockers of Victuall: who knowing that there are conſtant and ſetled meaſures, lawfully eſtabliſhed, by the Lawes and Statutes of this Kingdome: By the which all ſortes of Victuall univerſally ought to be bought and ſolde, according to the quantitie appointed by the ſaydes mettes, wiihout adding

ding of any quantitie to the ſame, or diminiſhing there-from. Yet not the leſſe, when they make their Bargaines, and conditions anent the buying of anie particular quantitie of Victuall, they by their undirect dealing, many times cauſe the Seller agree to ſuper-adde, and deliver unto them, by and attour the true quantitie which is bought and ſolde at the pryces conveined upon, ſome certayne farder quantitie of Victuall, leſſe or more, as they may beſt moue the Seller to condiſcend to, and for the which they are not ſubject in payment of anie pryce, to the great præjudice of the Lieges, and the manifeſt abuſe and eluſion of the Law.

FOR REMEIDE Whereof, It is ſtatuted, and ordayned, That it ſhall not bee lawfull for any of His Majeſties Subjectes, to blocke, or agree, upon the pryce of Victuall, more or leſſe, except they firſt agree and condiſcend vpon the pryce of the firſt boll of the bargaine: which being ſo agreed vpon, the ſaid pryce ſhall ruele the whole quantitie of the reſt of the bolles to bee receiued by the Buyer, who ſhall haue no eik nor addition of any farther quantitie except vpon the payment of that ſame pryce, as is conditioned for the ſaid firſt boll: And if any perſon contraveine this preſent Act, hee ſhall pay the ſumme of Fourtie ſhillinges for everie boll of victuall, received by him contrary to the tennor of this Act: and that by and beſyde the pryces of the Victuall; the halfe of the ſaid ſumme to his Majeſtie, and his Theſaurer, and the other halfe thereof to the partie delator of the ſame.

ACT XVIII.

A Ratification of the Act of the Lordes of Counſell and Seſſion, made in Julie 1620. againſt unlawfull Diſpoſitions and Alienations, made by Dyvours and Banck-rupts.

OUR SOVERAINE LORD, with adviſe and conſent of the ESTATES, conveined in this præſent Parliament, ratifies, approues, and for His Highneſſe, and His Succeſſors, perpetually confirms, the Act of the Lords of Counſell and Seſſion, made againſt Dyvours and Bankrupts, at Edinburgh, the 12. daye of Julie, 1620. and ordaines the ſame to haue, and take full effect, and execution, as a neceſſarie and profitable Law, for the weale of all His Highneſſe Subjectes. Of the which Act the tenor followeth.

THE LORDES Of Counſell and Seſſion underſtanding, by the grievous and juſt Complaints of manie of His Majeſties good Subjects, That the Fraude, Malice, and Falſehood, of a number of Dyvours and Bankrupts, is become ſo frequent, and avowed; and hath alreadie taken ſuch progreſſe, to the over-throw of manie honeſt mens fortunes, and eſtates; that it is likelie to diſſolue Truſt, Commerce, and Faythfull Dealing amongſt

Subjectes: Whereupon muſt enſue the ruine of the whole Eſtate, if the godleſſe deceits of thoſe bee not prævented, and remedied; who by their apparent Wealth in Landes and Goodes, and by their ſhowe of Conſcience, Credite, and Honeſtie; drawing into their handes upon truſt the Money, Merchandize, and Goods, of well-meaning and credulous perſons, doe no wayes intende to repay the ſame: but eyther to liue ryetouſlie, by waſting of other mens ſubſtance: or to enrich themſelues, by that ſubtill ſtealth of true mens Goods, and to with-draw themſelues, and their Goods, foorth of this Realme, to elude all execution of Juſtice: And to that effect, and in manifeſt defraude of their Creditors, doe make ſimulate and fraudfull alienations, diſpoſitions, and other ſecurities, of their Landes, Reverſions, Teyndes, Goods, Actions, Debtes, and others, belonging unto them, To their Wiues, Children, Kinſ-men, Alleyes, and other confident and interpoſed perſons: without anie true, lawfull, or neceſſarie cauſe: and without anie juſt or true pryce interveining in their ſaids Bargaines: Whereby their juſt Creditors, and Cautioners, are falſelie and godleſlie defrauded of all payment of their iuſt Debts: and manie honeſt Families likelie to come to utter ruine.

FOR Remedie whereof, the ſaydes LORDES, according to the power given unto them by His Maieſtie, and His moſt Noble Progenitors, to ſet downe Orders for adminiſtration of Juſtice: meaning to follow and practize the good and commendable Lawes, Civill and Canon, made againſt fraudfull alienations, in præiudice of Creditors, and againſt the authors and partakers of ſuch Fraude; Statutes, Ordaines, and Declares, That in all actions, and cauſes, depending, or to bee intended by anie true Creditor, for recoverie of his iuſt debt, or ſatisfaction of his lawfull action and right: They will, decreete, and decerne, all alienations, diſpoſitions, aſſignations, and tranſlations whatſoever, made by the debtor, of anie of his landes, teyndes, reverſions, actions, debtes, or goods whatſoever, to anie coniunct or confident perſon, without true, iuſt, and neceſſarie cauſes, and without a iuſt pryce reallie payed, the ſame beeing done after the contracting of lawfull debtes from true creditors: To haue beene from the beginning, and to bee in all times comming, Null, and of none availe, force, nor effect: at the inſtance of the true and iuſt creditor, by way of action, exception, or replie: without further Declarator. And incaſe anie of His Maieſties good Subiectes (no wayes partakers of the ſaydes Fraudes) haue lawfullie purchaſed anie of the ſaids Bankrupts landes, or goods, by true Bargaines, for iuſt and competent pryces, or in ſatisfaction of their lawfull debts, from the interpoſed perſons, truſted by the ſaydes dyvours. Jn that caſe, the right lawfullie acquired by him who is no wayes partaker of the fraude, ſhall not bee anulled in manner foreſaide. But the receiver of the pryce of the ſaydes landes, goods, and others, from the Buyer, ſhall bee holden, and obliſhed to make the ſame foorth-comming, to the behooue of the Bankrupts true creditors, in payment of their lawfull debts. And it ſhall bee ſufficient probation of the Fraude intended againſt the creditors, if they, or any of them, ſhall bee able to verifie by writte, or by oath of the partie receiver of anie ſecuritie from the dyvour or bankrupt, that the ſame was made without anie true, juſt, and neceſſarie cauſe, or without any true and competent price, Or that the landes and goods of the dyvour and

Banck-

Bankrupt beeing ſolde by him who bought them from the ſayde dyvour, the whole, or the moſte parte of the pryce thereof was converted, or to bee converted to the Bankruptes profite and uſe. Providing alwayes, that ſo much of the ſaydes landes and goods, or prices thereof ſo truſted by Bankrupts to interpoſed perſons, as hath beene reallie payed, or aſſigned by them to anie of the Bankrupts lawfull creditors ſhall bee allowed unto them, they making the reſt foorth-comming to the remanent creditors, who want their due paymentes. And if in time comming any of the ſaydes Dyvours, or their interpoſed partakers of their Fraude, ſhall make anie voluntarie payment, or right, to anie perſon, in defraude of the lawfull, and more timelie diligence of another creditor, having ſerved Inhibition, or uſed Horning, Arreſtment, Compryzing, or other lawfull meane, duely to affect the dyvours landes, or goods, or pryce thereof to his behooue. In that caſe the ſayde dyvour, or interpoſed perſon, ſhall bee holden to make the ſame foorth-comming to the creditor, having uſed his firſt lawfull diligence: who ſhall likewiſe bee præferred to the concreditor, who being poſterior unto him in diligence, hath obtayned payment by partiall favour of the debtor, or of his interpoſed confident. And ſhall haue good action to recover from the ſayde creditor that which was voluntarily payed in defraude of the perſuers diligence.

Finally, THE LORDES declares all ſuch Bankruptes, and dyvours, and all interpoſed perſons, for covering or executing their fraudes, and all others, who ſhall giue counſell, and wilfull aſſiſtance unto the ſaydes Bankrupts, in the deviſing and practizing of their ſaydes fraudes, and godleſſe deceits, to the præiudice of their true creditors, ſhall bee reputed and holden diſhoneſt, falſe, and infamous perſons, uncapable of all honours, dignities, benefices, and offices: Or to paſſe upon Inqueſtes, or Aſſyſes: Or to beare witneſſe in Judgement, or outwith in anie times comming.

ACT XIX.

Ratification of the Act of Counſell, Anent the pryces of Writtes, Seales, &c. made 1606.

OUR SOVERAINE LORD, With adviſe and conſent of the ESTATES of Parliament, Having conſidered the Act and Ordinance of Secret Counſell, made anent pryces, ſet downe to bee taken by all Writers, Clerkes, Keepers of Seales, and others, particularly expreſſed in the ſayde Act. Which is of the date at Edinburgh, the fourth daye of Februarie, one thouſande, ſixe hundreth, and ſixe yeares, Hath ratified and confirmed the ſame, in every poynt and article thereof. Which all and ſundrie the præmiſſes, Our Soveraine Lord, with adviſe and conſent foreſayd, ratifieth, and approveth, in all pointes, in manner as the ſame proportes: and giues unto them the ſtrength of Lawes, and Actes of Parliament: and ordaines execution to paſſe upon the ſame as effeires. Of the which the tenor heereafter followeth.

Apud Edinburgh, quarto die menſis Februarij 1606.

THE LORDES *Of Secret Counſell, and Seſſion, Conſidering the great extortion uſed by the Writers and Clerkes of all Judicatories within this Realme, in extorting from the Subjects of the Countrey ſuch unreaſonable and exorbitant pryces for their Writtes, as ought not to bee ſuffered in a well governed Commonwealth: Procuring thereby not onlie private grudges, but publicke exclamations, againſt the with-gate and libertie graunted unto ſuch Shamefull ſcafferie and extortion: highlie to His Majeſties offence, and contempt; hurt and præjudice of His Majeſties good Subjectes; and to the reproach and ſlaunder of the Judges, under whoſe Office and Judicatories the ſayds Clerkes and Writers ſerue.*

FOR *Remeide whereof in times comming, The Lordes of Secret Counſell, and Seſſion, haue ſet downe the pryces of all Letters, Acts, Infeftmentes, and Writtes, proper unto whatſoever Clerkeſhip within this Realme: Together with the pryces of the Signet, Privie and Great Seales. Whereby the Subjectes of the Countrey may knowe, and underſtand, what pryces they ought to giue for every Letter, Writte, Extract, & Seale, hereafter: and bee no wayes ſubject to the undiſcretion of the Wryters, and Keepers of the Seales. Which pryces now ſet downe, by the ſaydes Lordes, for the eaſe, benefite, and reliefe of the Subjectes of the Countrey, The ſaydes Lordes ordaines, and commaundes, all, and ſundrie Writers, and Clerkes, and the Keepers of the Seales: everie one in their owne ſeverall Charge and Office, To obſerue and keepe, and in no wayes to exceede the ſaydes pryces, upon whatſoever colour or pretence: under the payne of Depriuation of the contrauener from the Office, and Seale, which hee poſſeſſeth. And ordaines, and commaundes, the ſaydes Clerkes, and Writers, To write all their Letters, Acts, Writtes, Regiſters, and ſuch other things as paſſe thorow their Office and handes, compactlie: and in no wayes to abuſe the People with diſperſe writing: under the payne to bee cenſured and puniſhed, as Abuſers of His Majeſties Subjectes, and as contrauveners of the ſaydes Lordes Ordinance, nowe ſet downe anent the ſaydes pryces. Commaunding and charging alſo all and ſundrie Clerkes and Writers, bearing publicke Function and Charge within*

this

this Kingdome, That they, and everie one of them, within the ſpace of a moneth after the date heereof, haue the juſt and autenticke of this Act, and of the pryces following thereupon, affixed in ſome publicke and patent place of their Buith, and Chamber where they write: Where thorow all His Majeſties Subjectes, having adoe with them, may haue inſpection of the ſame: and accordinglie, knowe what to pay. And that the ſaydes Writers, and Clerkes, Shall write upon the backes of all Writtes to bee given out by them, the juſt and ordinarie pryce which they receiue from the partie for their paines. and ſubſcribe the ſame with their handes, under the ſayde paine of deprivation of the contravener.

The Pryces ſet downe to the Clerkes of our Soveraine Lordes Signet, to bee taken heereafter for all Signatures, to be formed and written by them.

ANE Signatur of Eſcheat, to pay —— Ten ſhillings.
Ane Signature of Eſcheat, and Life-rent, xx. ſhill.
Ane Signatur of Warde, *Non entres*, Reliefe, and Marriage, —— xx. ſhillinges.
Ane ſignatur of Marriage onelie, *Non entres* onelie, or Reliefe onelie, —— —— x. ſhill.
Ane ſignatur of whatſoever Infeftment, Reſignation, or Confirmation, or Erection, for the firſt ſheete thereof, —— xxx. ſhill.
And for everie ſheete moe, beſide the firſt ſheete, —— xx. ſhill.
The Præceptes upon the ſignaturs to pay accordinglie, as the ſignatur payeth.
A Remiſſion, or Reſpite, —— x. ſhill.
The Præcept upon the Remiſſion, —— x. ſhill.
Ane Præſentation to a Parſonage, and Vicarage, xiii. ſhill. iiii. d.
Ane ſignatur of a Biſhopricke, or Abbacie, contayning a ſheete of paper, —— xxx. ſhillinges.
And for everie ſheet moe than one, which the ſignatur contains, xx. ſh.
The Præcept thereof to pay accordinglie.
Other Common ſignaturs of Penſions, Præbendaries, Chaplainries, or Giftes of Offices, —— xiii. ſhillinges, iiii. pennies.

Pryces ſet downe to the Keepers of the Theſaurers Regiſter, to bee taken heereafter of all ſuch Giftes and Signaturs as paſſe the ſayde Regiſter.

THE Eſcheate of anie Common man, vi. ſhill. viii. pennies.
And for everie perſon moe, that ſhall bee contayned in the ſignatur, —— iii. ſhillinges, iiii. pennies.
Providing that the payment [*per capita*] exceede not ten perſones.
Their Eſcheate, and Life-rent, to pay the double of the ſame ſummes.
The Eſcheate of a Barron, —— xiii. ſhillinges, iiii. pennies.

And for every perſon of that rank, contayned in the ſignatur, vi. ſh. viii. d.

Providing that the payment *(per capita)* exceede not ten perſons: and their Eſcheate, and Life-rent, to pay the double of the ſame ſummes.

The Eſcheate of a Lord of Parliament, ——— xl. ſhillings.

And for everie perſon moe of that Ranke, contayned in the ſignatur, ——— xx. ſhillinges.

Providing that the payment *(per capita)* exceede not ten perſones: Their Eſcheate, and Life-rent, to pay the double of theſe ſummes.

Ane Legittimation, ——— xiii. ſhillinges, iiii. pennies.

Ane Remiſſion, or Reſpite, to a common man, vi. ſhillinges, viii. penn.

And for everie perſon moe of that Ranke, contayned in the ſayde ſignatur, ——— iii. ſhillinges, iiii. pennies.

The Remiſſion, or Reſpite, of a Barron, ——— xiii. ſhill. iiii. penn.

And for everie perſon moe of that ranke, contayned in the ſignatur, ——— vi. ſhillinges, viii. pennies.

The remiſſion, or reſpite, of a Lord of Parliament, ——— xl. ſhillinges.

And for everie perſon moe of that ranke, contayned in the ſame ſignatur, ——— xx. ſhillinges.

Ane Signatur of Infeftment of a Fiue pound land, or under, xx. ſhill.

Ane Signatur of Infeftment of a Ten pound land, or under, xxx. ſhill.

Ane Signatur of Infeftment of all other landes, under a Barronie, or Thirtie pound land, ——— xl. ſhillinges.

The Infeftment of a Barronie, ——— l. Shillinges.

The Infeftment of an Earldome, or Lordſhip, ——— iiii. poundes.

The Warde, Non entres, Reliefe, & Marriage of a Yeoman, xiii. ſh. iiii. d.

Of a Barrone, ——— xxvi. ſhillinges, viii. pennies.

Of a Lord of Parliament, ——— iiii. poundes.

Pryces ſet downe to the Keepers of the Collectors Regiſter, to be taken heere-after of all ſuch Letters, as paſſe that Regiſter.

ANE Infeftment of a Fiue pound land, or under, xx. ſhill.

Ane Infeftment of a Ten pound land, or under, xxx. ſhil.

Ane Infeftment of all other lands, under a Thirtie pound, or Barronie, ——— xl. ſhillinges.

The Infentment of a Barronie, ——— l. Shillinges.

The Infeftment of a Lordſhip of Parliament, ——— iiii. poundes.

Pryces ſet downe to the Keepers of the Regiſter of Benefices, to bee taken heere-after of all ſuch Letters as paſſe that Regiſter.

PRESENTATION to a Vicarage, with the Act of Caution, ——— xx. ſhillinges

Preſentation unto a Parſonage, with the Act of Caution, ——— xl. Shillinges.

Ane Abbacie, ——— iiii. poundes.

Ane Biſhoprieke, ——— vi. poundes

Pryces ſet downe to the Writters to the privie Seale, to bee taken heere-after of all ſuch Letters and writtes as paſſe that Office.

THE Eſcheate of ane Common man, xiii. ſhill. iiii. penn.
And for everie perſon moe of that ranke, contayned in the Signatur, ——— vi. Shillinges, viii. pennies.
Providing that their payment (*per capita*) exceede not ten perſons: Their Eſcheate, and Life-rent, to paye the double of theſe ſummes.
The Extract of the ſayde Eſcheate, and Life-rent, xiii. ſhill. iiii. penn.
The Eſcheate of a Barron, ——— xxvi. ſhillinges, viii. pennies.
And for everie perſone moe of that ranke, contayned in the ſignatur, ——— xiii. Shillinges, iiii. pennies.
Providing alwayes, that the payment (*per capita*) exceede not tenne perſones.
Their Eſcheate, and Life-rent, to pay the double of this ſumme.
The Extract of this Eſcheate, and Life-rent, ——— xx. ſhillinges.
The Eſcheate of a Lord of parliament, ——— iiii. poundes.
And for everie perſone moe of that ranke, contayned in the Signatur, ——— xl. Shillinges.
Providing that the payment (*per capita*) exceede not ten perſones: Their Eſcheate, and life-rent, to pay the double of the ſayde ſumme.
The Extract of this Eſcheate, and life-rent, to pay —— xl. ſhillinges.
Signatur of a Vicarage, ——— xx. ſhillinges.
Signature of a parſonage, ——— xl. ſhillinges.
Signatur of a Biſhopricke, ——— x. pounds.
Signatur of ane Abbacie, ——— vi. poundes.
Ane legittimation, ——— xx. ſhill.
Ane remiſſion, or reſpite, to a common man, —— x. ſhillinges.
And for everie perſone moe of that ranke, contayned in the ſignature, ——— v. ſhillinges.
A remiſſion, or reſpite, to a Barron, ——— xx. ſhillinges.
And for everie perſone moe of that ranke, contayned in the ſignatur, ——— x. ſhillinges.
Ane remiſſion, or reſpite, to a Lord of parliament, —— iii. poundes.
And for every perſon mo of that rank, containd in the ſignatur, xxx. ſh.
Ane Infeftment of a Fiue pound land, or under, —— xxx. ſhillinges.
Ane Infeftment of a Ten pound land, or under, —— xl. ſhillinges.
Ane Infeftment of all other landes, under a thirtie pound lande, or Berronie, ——— iii. poundes.
Ane Infeftment of a Barronie, ——— iiii. poundes.
Ane Infeftment of a Lordſhip of parliament, —— vi. poundes.
The Warde, Non entreſſe, Marriage, and reliefe, of a common man, ——— xx. ſhillinges.
Of a Barrone, ——— xl. ſhillinges.
Of a Lord of parliament, —— v. pnundes, vi. ſhillinges, viii. pennies.

Pryces ſet downe to the Director of the Chancellarie, to bee taken heereafter of all ſuch Letters and Writtes as paſſe that Office.

LEgittimations, ——— xl. Shillinges.
Remiſſions to a Yeoman, ——— xl. ſhillinges.
And for everie perſon moe than one contayned therein, ——— xx. ſhillinges.
Remiſſion to a Barron, ——— iiii. poundes.
And for everie perſone of that Ranke, moe than one contayned therein, ——— xl. ſhillinges.
Remiſſion to a Lord of Parliament, ——— vi. poundes.
And for everie perſone of that Ranke, moe than one, contayned therein, ——— iii. poundes.
The Writing and Regiſtring of a Confirmation, or Infeftment, of a fiue pound Land, or under, with the Præcept of Seaſing thereupon: duelie and orderlie paſt the Quarter Seale, ——— iiii. pounds.
The Writing and Regiſtring of a Confirmation, or Infeftment, of a Ten pound Land, or under, with the Præcept of Seaſing following thereupon, duelie and orderlie paſt the Quarter Seale, ——— v. poundes.
The Writing and Regiſtring of a Confirmation, or Infeftment, of all other Lands, under a Barronie, or Thirtie pound Land, with the Præcept of Seaſing folowing therupon, duely & orderly paſt the quarter Seale, vi. poũds.
The Writing and Regiſtring of an Infeftment of a Barronie, with the Præcept of Seaſing, paſt the Quarter Seale, ——— x. poundes.
And for everie Barronie, moe nor one contained therein, v. pounds.
Providing that the whole payment exceede not —— xx. poundes.
The Writing and Regiſtring of an Infeftment of a Lordſhippe, or Earldome, with the Præcept of Seaſing paſt the Quarter Seale, xx. pounds.
And for everie Barronie, moe than one contained therein, v. pounds.
Providing that the whole payment exceede not ——— l. poundes:
Commiſſions orderlie paſt the Quarter Seale, for ſerving of Brieues in favour of a Yeoman, ——— xl. ſhillinges.
Commiſſions ſealed in favoures of a Barron, ——— iii. poundes.
Commiſſions ſealed in favoures of a Lord of Parliament, vi. pounds.
Tutorie Datiues, duelie and orderlie ſealed, ——— xl. ſhillinges, for the whole perſons contayned in the Tutorie.
Præſentations upon forfaulter, or baſtardrie of ſmall Annuell-rents, or Landes within Burgh: & of ſmall pieces of Landes, for the Writing, and Quarter Seale, ——— xl. ſhillinges.
And of other Landes of greater availe, ——— v. pounds.
Ane Brieue, ——— v. ſhillinges.
Ane Attornie, ——— ii. ſhillinges.
The Regiſtring of a Retour to a common man, xiii. ſhill. iiii. penn.
To a Barron, ——— xxvi ſhillinges, viii. pennies.
To a Lord of Parliament, ——— xl. ſhillinges.
Præceptes upon the Retour for Lands, under a Ten pound land, xl. ſhill.
And if the Landes bee aboue a Ten pound, To pay accordinglie: providing that the higheſt pryce exceede not ——— iiii. poundes

The

The ſecond and thirde Præceptes, ——— xx. ſhillinges.
The fourth Præcept, conforme to the firſt Præcept.
Summondes of Errour, paſt the Quarter Seale, ——— iiii. poundes.
And incaſe it contayne many remiſſions, not to exceede — vi. pounds.

Pryces ſet downe to the Writters to the Signet, to bee taken hereafter of all Letters, Summondes, and Writtes, which paſſe their handes. (Excepting alwayes Signaturs: the pryces whereof are alreadie ſet downe.)

ADvocations, and Suſpenſions, — xiii. ſhillinges, iiii. pennies.
For the firſt Sheete: and for everie ſheete moe, which it contayneth, beſides the firſt ſheete, ——— x. ſhillinges.
All Common Letters, ——— x. Shillinges.
Contractes, for the firſt Sheete, — xxx. Shillinges.
And for everie Sheete moe, which it contayneth, — xx. ſhillinges.
Summondes, of a ſheete of paper, — xiii. ſhillinges, iiii. pennies.
And for everie ſheete moe, which it contayneth, — x. ſhillinges.

Pryces ſet downe to the ordinarie Clerkes of the Seſſion, to bee taken hereafter of all ſuch Letters, Acts, and Writs, as paſſe that Office.

THE Regiſtring of an Obligation, xiii. ſhillinges, iiii. penn.
The Extract thereof, — xiii. ſhillinges, iiii. pennies.
Act, and Letters, ——— xx. Shillinges.
An Act of *Litis Conteſtation*, in ſummare and common cauſes, For everie ſheet of the Act, & of the Decreet, xx. ſh.
And in matters of contentious Diſputation, heard in præſence of the ſaydes Lordes, The pryce of the Act of *Litis Conteſtation*, to bee at the diſcretion of the partie.
Common and ordinary Extracts, For every ſheet extracted, xiii. ſh. iiii. d.
The Regiſtration to pay as much.

Pryces ſet downe to the Clerke of the Billes, before the Seſſion, to bee taken hereafter, of all Billes and Acts proper to that Office.

BILLES, ——— iiii. pennies.
Actes of Caution, with the Reliefe, — xx. ſhillinges.
Commiſſions, — xiii. ſhillinges, iiii. pennies.
Diſpenſations, in favours of a partie. — iiii. pennies.
And for a Shyreffdome, Stewardrie, or Burgh, vi. ſh. viii. d.
Actes of Lawe-Borrowes, For everie perſone contayned in the Act, ——— vi. ſhillinges, viii. pennies.
Advocations, ——— xx. ſhillinges.
Relaxations *per ſe*, ——— vi. ſhillinges, viii. pennies.
And for everie perſon contayned therein accordinglie.

Pryces set downe to the Clerke of Privie Counsell, to bee taken heereafter of all such Letters and Writtes as passe that Office.

Letters of Complaint, contayning a sheete of paper, xx. shill.
And for everie sheete attour the first sheete, x. shillings.
Letters of Law-Borrowes, xiii. shillinges, iiii. pennies.
An Act of Caution, with the Reliefe, — xx. Shillinges.
An Act of Law-Borrowes, for everie persone contayned in the Act, ——— vi. shillinges, viii. pennies.
Decreetes of a sheete of paper, — xxvi. shillinges, viii. pennies.

Pryces set downe to the Clerkes of the Exchecquer, to bee taken heereafter, of all Writs which passe that Office.

Item, for Writing, Rolling, and Extracting of a Shyreffes Compt, ——— iii. poundes, vi. shillinges, viii. pennies.
Item, for Writing, Rolling, and Extracting of a Chamberlaines Compt, iii. poundes, vi. shillinges, viii. pennies.
Item, For Writing, Rolling, and Extracting of a Burrow Compt, ——— xx. shillinges.
Item, For Writing of an Extract of a Rentall, vi. shillinges, viii. penn.
Item, for writing of a Compt unto any person, foorth of the Comptroller, or Thesaurers Comptes, ——— vi. shillinges, viii. pennies.
Item, for Allowance of a Gift in the Exchecquer, — vi. shill. viii. penn.
Item, for writing, rolling, and extracting of a Custome compt, xx. shill.

Pryces set downe to the Keeper of our Soveraine Lordes Signet, to bee taken heereafter, for all Letters and Writs, which passe the Signet.

FOR Summondes, of whatsoever qualitie, x. shillinges.
For Letters of Inhibition, and Arrestment, xvi. sh. viii. penn.
For letters of Law-Borrowes, and criminall letters, how manie persons soever bee insert, ——— x. shillinges.
For Ministers letters, ——— x. shillings.
For all letters of Horning, of whatsoever qualitie: Except letters of Law-borrowes, and criminall letters. — xxxi. shillinges, viii. pennies.
A Relaxation, ——— x. shillings.
And accordinglie for everie person relaxed: or composition, at the discretion of the Keeper of the Signet.
For a Legittimation, ——— xx. shillinges.
For ane Infeftment, or Confirmation, of a Fiue pounde lande, or under, ——— xxx. shillinges.
For ane Infeftment, or Confirmation, of a Ten pounde lande, or under, ——— xl. shillinges.
For ane Infeftment, or Confirmation, of other landes, under a Thirtie pound

pound land, or Barronie, ——— l. ſhillings.
For ane Infeftment of ane Barronie, ——— iii. poundes.
And of ſo manie moe different Barronies as are contayned in the Signature, ——— iii. poundes.
For an Infeftment of an Earldome, & Lordſhip of Dignitie, vi. pounds.
And for everie Barronie beſide, contained in the Signature, iii. pounds.
For Compryſinges, ——— xl. ſhillinges.
For an Abbacie, ——— vi. poundes.
For a Biſhopricke, ——— x. poundes.
For an Arch-Biſhopricke, ——— xii. poundes.
And if an Abbacie bee included, to pay ——— vi. poundes.
For a Remiſſion to a common man, ——— xx ſhillinges.
And accordinglie, for everie perſon contayned in the ſame Remiſſion, and for everie cryme.
For a Remiſſion unto a Barron, ——— xl ſhillinges.
And accordinglie, for everie perſon of that ranke, and for every cryme contayned in the ſignature.
For a Remiſſion to a Lord of Parliament, ——— iii. poundes.
And accordinglie, for everie perſone of that ranke, and for everie cryme contayned in the ſignature.
A Patronage being inſert in a Barronie, to paye the halfe pryce that the Barronie payeth at the ſignet.
A Taxt Warde being inſert, to pay likewiſe the halfe pryce that the Landes or Barronie payeth at the ſignet.
A Regalitie, to paye the whole pryce that a Barronie payeth at the ſignet.

Pryces ſet downe to the Keepers of the privie Seale, to bee taken hereafter, for all Letters and Writs that paſſe the Seale.

FOR The Eſcheate of a Common Man, xxvi. ſhil. viii. d.
And for everie perſon moe, contayned in the Signature, ——— xiii. ſhillinges, iiii. pennies.
The Life-rent, and Eſcheate, to pay the double of this ſumme.
For the Eſcheat of a Barron, liii. ſhillings, iiii. pennies,
And for everie perſone moe of that ranke, contayned in the Signature, ——— xxvi. ſhillinges, viii. pennies.
Their Eſcheate, and Life-rent, to pay the double of this ſumme.
The Eſcheate of a Lord of Parliament, ——— viii. poundes.
And for everie perſone moe of that Ranke, contayned in the Signature, ——— iiii. poundes.
Their Eſcheat, and Life-rent, to pay the double of this ſumme.
For a Vicarage, ——— xl. ſhillinges.
For a Parſonage, ——— iiii. poundes.
For an Abbacie, ——— xii. pounds.
For a Biſhopricke, ——— xx. poundes.
For an Arch-Biſhopricke, ——— xxiiii. pounds.
And if an Abbacie bee included, to paye ——— xii. poundes.

For a Legittimation, —— xl ſhillinges.
For a Remiſſion, or Reſpite, to a Common Man, —— xl. ſhillings.
And accordinglie, for everie perſone, and everie cryme, contayned in the Signature.
For a remiſſion, or reſpite, to a Barrone, —— iii. poundes.
And accordinglie, for everie perſone moe of that ranke, and for everie cryme contayned in the ſignature.
For a reſpite, or remiſſion, to a Lord of Parliament, — vi. poundes.
And accordinglie, for everie perſon of that ranke, and for every cryme contayned in the ſignature.
For ane Infeftment, or Confirmation, of a Fiue pounde lande, or under, —— iii. poundes.
For the Infeftment, or Confirmation, of a Tenne pounde lande, or under, —— iiii. poundes.
For the Infeftment, or Corfirmation, of all other lands, under a Thirtie pound land, or Barronie, —— v. poundes.
For an Infeftment, or confirmation, of a Barronie, — vi. poundes.
And for every Barronie moe contained in the ſaid Infeftment, iii. poũds.
For an Infeftment, or confirmation, of an Earledome, or Lordſhip of Dignitie, —— xii. poundes.
And for every Barronie beſide, contayned in the Infeftment, vi. pounds.
For a Compryſing, —— iiii. poundes.
For a Patronage, inſert in a Barronie, the halfe price of the Privie Seale.
For a Taxt Warde, the halfe pryce that the Land or Barronie payeth at the Privie Seale.
For ane Regalitie, the whole pryce that the Barronie payeth at the Privie Seale.
For the Warde, Non Entreſſe, Reliefe, and Marriage of Men under Barrones, —— xl. ſhillinges.
For the Warde, Non Entreſſe, Reliefe, and Marriage of a Barrone, —— iiii. poundes.
For the Warde, Non Entreſſe, Reliefe, and Marriage of a Lorde of Parliament, —— x. poundes.
For the Warde onelie of a meane Man, —— xxx. ſhillinges.
For the Warde onelie of a Barrone, —— iii. poundes.
For the Warde onelie of a Lord of Parliament, —— v. pounds.
For the Non Entreſſe onelie of men under Barrones, — xx. Shillinges.
For the Non Entreſſe onelie of Barrones, —— xl. ſhillinges.
For the Non Entreſſe onelie of Earles and Lordes, — iii. poundes.
For the Marriage onelie of men under Barrones, — xxx. ſhillinges.
For the Marriage onelie of Barrones, —— iii. poundes.
For the Marriage onelie of Lordes of Parliament, — v. pounds.
For Common Giftes of Præbendaries, Chaplainries, Penſions, or Offices, —— xxx. Shillinges.

Pryces ſet downe to the Great Seale, to beee taken heereafter, for all ſuch Infeftments and Writtes as paſſe that Seale.

THAT The Keeper of the Great Seale exceede not the Quadruple of the Privie Seale: but conforme himſelfe thereunto, in all pointes.

Anent Chamber Fees.

THE LORDES Of Secret Counſell, and Seſſion, findes, That in times by gone, when the duetie of the Chamber Fees firſt came in Cuſtome, That no Infeftment, or Signature, payed Chamber Fee: except onelie Reſignations, made in the KINGS Handes. And therefore the ſaydes Lordes declare, ſtatute, and ordayne, That in all time comming, no Infeſtment, nor Signature, ſhall pay Chamber Fee: Except onlie Reſignations of Lands holden of His Majeſtie. And that the duetie of the Chamber Fee to bee taken for the ſaydes Reſignationes, ſhall bee equall, and proportionall unto the duetie and pryce due to the Privie Seale for the Landes which ſhall bee reſigned. Commaunding heereby His Majeſties Uſheares, and their Deputies, appointed for collecting of their ſayde Fee: That they in no wayes violate this præſent Act: but conforme themſelues thereunto in all pointes, as they will aunſwere upon their obedience. And that the Keeper of the Signet and Privie Seale, in no wayes ſtaye nor hinder any Letter or Writte at their Seales, for alleadged not payment of the Chamber Fee, under payne of Deprivation.

Pryces ſet downe to the Procurators Fiſcall, to bee taken heereafter for forming of Teſtamentes.

FOR Small Teſtamentes, wherein there is little Geare, and a meane Quote, ——— xiii. ſhillinges, iiii. pennies.
For Teſtamentes, wherein there is much Geare, and a great Quote, ——— xx. ſhillinges.
For the Teſtamentes of Earles, Lordes, and Great Barrones, for every ſheete ——— xxx. ſhillinges.

Pryces ſet downe to the Commiſſarie Clerks, to be taken hereafter of all ſuch Letters and Writtes as paſſe their Office.

ANE Summondes (*Ad Inſtantiam*) with the Signet, ——— viii. pennies.
Ane libelled Summondes, not exceeding halfe a ſheete of paper, compactlie written, ——— ii. ſhillinges.
The libelled Summondes, exceeding halfe a ſheete of paper, ——— iii. ſhillinges.

The putting of an Act into the Booke, —— iiii. pennies. And further, as the Writing ſhall bee of quantitie, at the diſcretion of the Judge. And the Extract of the ſame as much: and further, at the diſcretion of the ſayde Judge.

The Summondes, to ſummond Witneſſes: whether the partie, or his procurator, bee warned, [*apud acta*] or not, —— viii. pennies.

For pronouncing of Sentences in ſmall Actions, of the avayle of twentie poundes, or within: which were wont to bee called Decreetes, —— iii. Shillinges, iiii. Pennies.

For pronouncing of Sentences in cauſes of greater avayle, vi.ſh.viii.d.

The Præcept Executoriall upon the Sentence, —— ii. ſhillinges.

The Inhibition, —— ii. Shillinges.

Præceptes of Arreſtment, —— ii. ſhillinges.

For Summondes, to heare Executors (*Datives*) given, ii. ſhillinges.

For Regiſtring of Contractes, Obligations, or ſuch like Evidents, not exceeding halfe a ſheete of paper, —— iii. ſhillinges, iiii. pennies.

For Regiſtring of the ſame, exceeding halfe a ſheete paper, vi.ſh.viii.d. The Extract thereof ſubſcribed by the principall Clerke, halfe as much.

The Tranſumpt of Evidentes, or Writinges, under the Seale of Office, —— xiii. ſhillinges, iiii. pennies.

The Extracting of Proceſſe, written compactlie: each Leafe on both the ſides, —— ii. Shillinges.

The Regiſtring of a Teſtament, containing a ſheet of paper. xxvi.ſh.viii.d. And if it exceede a ſheete, —— xxxiii. ſhillinges, iiii. pennies.

Pryces ſet downe to the Shyreffe Clerkes, Steward and Bayllie Clerks, and Clerks of Regalitie: and to Clerks in Services, by Commiſſion, to bee received by them, for all ſuch Letters, Acts, and Writs, as paſſe their Offices.

FOR a libelled Præcept, being formed by the Clerke, Sealed, and Subſcribed; —— xiii. ſhillinges, iiii. pennies. And if it bee not formed by the Clerke, for the Subſcribing and Sealing, —— vi. ſhillinges, viii. pennies.

For a Præcept of arreſtmēt, with the ſeale therof, vi.ſh. viii.d.

For an act of lowſing of arreſtment, —— vi. Shillinges, viii. pennies.

For the act of Law-Borrowes, taken at the Barre, vi. ſhill. viii. pennies.

For an act of Curatorie, with the Edict, Proceſſe, and Extract thereof, —— xxvi. ſhillinges, viii. pennies.

For ane Act of Revocation, or Renunciation, given in Writte to bee regiſtrated, —— vi. ſhillinges, viii. pennies,

And the Lordes of Secrete Counſell expreſſelie prohibite, and diſcharge, THAT no Act of Revocation, nor Renunciation, bee received by Judiciall Compearance, without a Warrande in Writte, bearing Regiſtration.

For Extract of the Revocation, or Renunciation, vi. ſhill. viii. pennies.

For act and præcept of Continuation, in all cauſes, vi. ſhill. viii. penn.

For ane act of *Litis Conteſtation*, with the præcept of Diligence, contayning

tayning a Sheete of paper, or within, ——————— x. ſhillinges.
And incaſe it be more than a ſheet, that the payment exceed not xx.ſh.
For Booking and Extracting of everie Decreet, within a ſheete, x. ſhill.
And for everie ſheete more that exceedes the firſt ſheete, written compactlie, ——————————————— vi. ſhillinges, viii. pennies.
Providing alwayes, that the Decreet exceede not ———— xl. ſhillinges, how long ſoever the Decreete bee.
For a præcept to poynd, eject, and remoue, ———— x. ſhillinges.
For deducing of a Proceſſe, to ſerue a generall Heyre: and for extracting and ſealing of the retour thereof, ———————— xxx. ſhillinges.
For the Proceſſe of a ſpeciall ſervice to Landes, with the retour extracted, and ſealed thereupon, comprehending heerein the opening and proclayming of the Brieues, Forming of the claymes, and all thinges to bee done in the proceſſe, if the landes extende to a Fourtie pound lande, or within, ——————————————— iiii. poundes.
And if it exceede a Fourtie pound land, to paye ———— xii. poundes.
For an Inſtrument of Seaſing, upon the retour, ——— iiii. pounds.
And if it bee a *B*arronie, and Lordſhip of land, diſpenſing with the Seaſing, to bee taken at a place, and if the landes lye *diſcontigue*, and farre from the Shyreffes reſidence: That they exceede not ——— x. pounds.
For regiſtring of Letters of Horning, upon a ſimple charge, or foure formes, as well in the *B*ookes of the Clerkes foreſaydes, as in the Clerke of Regiſters *B*ookes, for everie ſheete thereof — vi. ſhillinges, viii. pennies.
And not to exceede ——————————— xx. ſhillinges, how long ſoever the Horning bee.
For Inhibitions, and Relaxations, how long ſoever they bee, — xx. ſhill.
For everie Sheete of all extracted Proceſſes, which the Writer ſhall bee holden to wryte compactlie, under payne to bee puniſhed, incaſe hee fayle. ——————————— x. Shillinges.

Pryces ſet downe to the Clerkes of the Admiralitie, to bee taken heereafter, for all Letters, Acts, and Writtes, as paſſe that Office.

FOR a libelled præcept, being formed and written by the Clerke, and ſealed, and ſubſcribed, — xiii. ſhill. iiii. pennies.
And if it bee not formed by the Clerke, for the ſubſcribing, and ſealing thereof, —— vi. ſhillings, viii. pennies.
For the præcept of arreſtment, with the ſeale thereof, ——————— vi. ſhillinges, viii. pennies.
*F*or the act of lowſing of arreſtment, —— vi. ſhillinges, viii. pennies.
*F*or an act and proceſſe of continuation, in all cauſes. vi. ſhill. viii. pen.
*F*or an act of *Litis Conteſtation*, with the præcept of diligence, containing a ſheete of paper, or within, ——————— x. ſhillinges.
And incaſe it be more than a ſheet, that the payment exceed not xx. ſhill.
*F*or booking and extracting of every Decreete, within a ſheete of paper, ——————————— x. ſhillinges.
And for every halfe ſheete more that exceedeth the firſt ſheete, which the Lordes ordayne to bee compactlie written, vi. ſhillinges, viii. penn.

It is alwayes ordayned, and commaunded, by the ſaydes Lordes, That the payment exceede not ——— xl. Shillinges, how long ſoever the Decreete bee.

For a præcept to poynd, ——— x. ſhillinges.

For everie Sheete of all extracted Proceſſes, which the Writer ſhall bee holden to write compactlie, under the payne to bee puniſhed, incaſe hee fayle, ——— x. ſhillinges.

Pryces ſet downe to the Keepers of the Secretaries Regiſter, to bee taken heereafter, for all ſuch Letters as paſſe that Office.

THE LORDES Of Secret Counſell, and Seſſion, Commaund, and Ordayne the Clerkes, Keepers of the ſaydes Regiſters, of the Secretarie, That they, and everie one of them, conforme themſelues in their pryces, to the Actes of Parliament made anent the pryces of ſuch Letters, and Writtes, as paſſe through their Regiſters: And, That they in no wayes præſume to exceede the ſaydes pryces, under the payne of Deprivation.

Pryces ſet downe unto the Clerkes within Burgh, to bee taken heereafter, for all ſuch Letters, Actes, and Writtes, as paſſe the Office of Common Clerkship within Burgh.

THE Clayme of Debt, in matters of ſmall importance, xii.d.

The Act of Court, The firſt Day, and all Actes, before *Litis Conteſtation*, ——— viii. pennies.

The Act of Interloquutor, or *Litis Conteſtation*, xii. pennies.

The Actes of Probation, *uſque ad ſententiam*, ——— xii. pennies.

The Extract thereof, for calling the Action, and warning the partie, and Witneſſes, ——— xii. pennies.

The Sentence pronouncing in ſmall cauſes, ——— ii. ſhillings.

And in great cauſes not to exceede ——— vi. ſhillings, viii. pennies.

The Extract thereof, ——— vi. ſhillinges, viii. pennies.

In great cauſes, exceeding ——— xl. poundes, the clayme being made by libelled præcept, for every præcept forming, and ſubſcribing ——— vi. ſhillinges, viii. pennies.

The Actes thereof, ——— xii. pennies.

The Act of Interloquutor booking, ——— xii. pennies.

The Extract thereof, ——— iii. ſhillinges, iiii. pennies.

The Sentence pronouncing, and Booking ——— vi. ſhillings, viii. pennies.

The extract of each ſheet thereof, compactlie written, vi. ſhill. viii. penn.

All the Actes in the Proceſſe: everie Act ——— xii. pennies.

The præcept of poynding, ——— ii. ſhillinges.

The Booking of Goods compryſed by Officers, vi. ſhillinges, viii. pennies.

The Proceſſe of Compryſing of Landes, or Annuell-rentes, each ſheete compactlie written, ——— viii. ſhillinges, viii. pennies.

Everie act thereof, ——— xii. pennies.

Everie clayme of Injurie, which paſſeth not unto an Aſſyſe, but Witneſſes

neſſes examinate thereupon, ——— xii. pennies.
Everie Dittie of Stroakes, and Blood, ——— xii. pennies.
The Depoſitions of Witneſſe: everie perſon ——— xii. penn.
Commiſſion for examination of witneſſe, direct to other Judges. vi. ſh. viii. d.
For proclayming of the Brieue, ——— vi. Shillinges, viii. pennies.
For indorſing of the Brieue, ——— iii. ſhillinges, iiii. pennies.
For making of the clayme, in a generall ſervice, iii. ſhillings, iiii. pennies.
For making of the clayme in a ſpeciall ſervice, vi. ſhillinges, viii. pennies.
For the Acts of Objection, and Replies, ——— xii. pennies.
For Booking, and Extracting, of a generall ſervice, and directing of the retour, ——— xx. ſhillinges.
For Booking and Extracting of a ſpeciall ſervice, and directing of the retour, for a tenement ——— xxx. ſhillinges.
For two tenementes, ——— xl. ſhillinges.
And if there bee moe tenementes, the whole payment not to exceede ——— iii. poundes.
For an Inſtrument of Seaſing upon a generell ſervice, —— iii. poundes.
For an Inſtrument of Seaſing upon a ſpeciall ſervice ——— iiii. pounds.
A Charter of Alienation, ——— xl. ſhillinges.
And for everie Land moe than one contayned in the Charter, vi. ſh. viii. d.
Providing that the whole payment exceede not ——— iii. poundes.
A Procuratorie of Reſignation, ——— xxx. ſhillinges.
And for each Land moe than one contained in the Procuratorie. vi. ſh. viii. d.
And the whole payment not to exceede, —— xlvi. ſhillings, viii. pennies.
An Inſtrument of Reſignation, ——— iii. poundes.
A Contract of Alienation, contayning a ſheete of paper, —— xx. ſhillinges.
And for everie ſheete more than one, ——— x. ſhillings.
The Regiſtring of everie ſheete thereof, ——— x. ſhillinges.
The Extract, and Subſcrybing, of everie ſheete, —— x. ſhillings.
For a Reverſion, written upon parchment, ——— xl. ſhillinges.
And incaſe of moe Landes, not to exceede — liii. ſhillinges, iiii. pennies.
The Booking, & Extracting, of everie ſheet, of whatſoever Contract, x. ſh.
Charter parties, of each partie of two, —— vi. ſhillinges, viii. pennies.
Indentures of each partie of two, —— vi. Shillinges, viii. pennies.
Booking of Prentizes, ——— ii. ſhillinges,
The Extract thereof, ——— ii. ſhillinges.
Act of Creating of a Burgeſſe, and Extract thereof, —— xii. ſhillinges.
The Guilde Ticquets, ——— xii. ſhillings,
The Entrie of Ships and Boats, and extract thereof, iii. ſhillings, iiii. pennies.

THE LORDES Of Secret Counſell, and Seſſion, Ordaynes and Commaundes, That no Proceſſe bee granted before inferiour Judges in the firſt Summondes: but upon libelled Præcepts, and Citation of fifteene dayes warning, conforme to the Act of Parliament.

And Ordaynes theſe præſents to bee published, and Imprinted.

ATTOUR, Our Soveraine Lorde, with conſent foreſayde, hath [*ſimpliciter*] diſcharged the whole Subjectes and Lieges of this Realme, of all ſuch by-gone penaulties, unlawes, and puniſhmentes, which they, or anie of them haue incurred thorow breaking and violating of the ſayde Act of Counſell in anie time by gone, præceeding the date hereof: and decernes the ſame, to bee of ſtrength, force, and effect, againſt the Tranſgreſſours thereof, in all time comming onely.

AND FURTHER, Our Soveraine Lord, with conſent foreſayde, Giveth, and graunteth, full Power and Commiſſion, Unto the Lordes of His Highneſſe Privie Counſell, To take Order for ſetting downe, and appoynting of ſuch particular pryces, as are omitted to be ſet downe by the ſayde Act of Counſell. And whatſoever the ſaydes Lordes of Privie Counſell, ſhall determine, and ordayne, in the præmiſſes, Decernes the ſame to haue the ſtrength and force of an Act of Parliament, in all time thereafter.

ACT XX.

Act, ordayning Annuell-rent to bee due after Horning.

OUR SOVERAINE LORD, and ESTES of Parliament, Conſidering the great præjudice which diverſe of His Majeſties Lieges ſuſtayne by the want of their money, lent and given foorth upon Band, or Contract, or other wayes juſtlie owing unto them, by their Debtors: who having uſed all Execution competent to them by Lawe, againſt their Debtors, by Charging, and putting of them to the Horne: are forced, after manie yeares, to receiue their principall ſumme, and penaultie, without any ſatisfaction of their Annuell-rent, and Intereſſe of their money, in the meane time. Which, as it is a præjudice unto the true Creditors; So it is an occaſion to the Debtors to contemne His Majeſties Charges, and Letters of Horning: who reſolue in ende to pay no more for reliefe of the Horning, after many yeares delay, than they were obliſhed unto at the beginning.

FOR Remeide whereof, His Majeſtie, with adviſe and conſent of the Eſtates of Parliament, Statuteth, and Ordayneth, That whenſoever any perſon is denounced Rebell, and put to the Horne, for not payment of ſummes of money, owing by him, by Band, Contract, or otherwayes: That after the ſayde Denounciation, the ſayde perſon ſo denounced, ſhall bee ſubject in payment of Annuell-rent for the ſaydes ſummes for the which hee is put to the Horne, and that of all yeares and tearmes from the date of the ſayde Denounciation, unto the time of the payment of the ſame: and that notwithſtanding there bee no paction, nor condition of annuell-rent made betwixt the ſaydes parties, which may binde the ſayde partie, who is denounced Rebell, unto the payment thereof. And ſuch perſons as are nowe ſtanding Rebells, and at the Horne, This Act ſhall not worke againſt them, (*quo ad præterita,*) But ſhall haue ſtrength and force againſt them in time comming, From the Feaſt of Martinmeſſe next in this inſtant yeare of GOD, one thouſand, ſixe hundreth, twentie and

one

one yeares: and they ſhall begin to bee ſubject in payment of annuell-rent at that time, and yearlie and tearmlie thereafter, untill the payment of the principall ſumme.

ACT XXI.

Anent Servants, going lowſe, and leaving their Maſters ſervice.

OUR SOVERAINE LORD, And ESTATES Of Parliament, Underſtanding the great Straytes and Neceſſities, wherunto the poore Labourers of the Ground are driven, and conſtrayned: Eſpeciallie by the fraude and malice of Servants, who eyther refuſe to be hyred, without great and extraordinarie Wages promiſed unto them: Or otherwayes hyre themſelues onely from Mertinmeſſe to Whitſonday: after the which Tearme of Whitſonday, they caſt themſelues lowſe, of purpoſe and intention, to make their Gayne and advantage by the extraordinary Workes which befall in that Seaſon, betwixt Whitſonday and Martinmeſſe: Such as caſting, and winning of Peates, Turfs, Fewell, Divots, building of Folde Dykes, Shearing in the Harveſt. For doing whereof, they know the ſaydes Husband men, who haue neceſſarily adoe therewith, will bee forced to hyre them at daylie and weekely Wages, and ſuch high rate, as they pleaſe, to the great harme of the Labourers of the Ground, and all His Majeſties Subjects.

FOR Remeide whereof, It is ſtatuted, and ordayned, That it ſhall not bee lawfull for any hyred Servant, from Martinmeſſe to Whitſondaye, To leaue his Maſter at the ſayde Tearme of Whitſondaye, and to runne lowſe in that ſervice: Except hee bee able to verifie to the Juſtice of Peace, or Conſtable of the Boundes, That hee is hyred unto an other Maſter, from the ſayde Feaſt of Whitſonday, to Martinmeſſe thereafter. And if it bee founde, that hee is not hyred to an other Maſter: Then, and in that caſe, It is declared, That it ſhall bee lawfull unto his præſent Maſter to keepe, and detayne him, from the ſayde Feaſt of Whitſonday, unto Martinmeſſe, for payment to him of ſuch Wages as hee payed unto him of before. And if hee refuſe to ſerue, that the Juſtice of Peace ſhall haue power to compell him thereunto. And if the ſayde Servant of the qualitie foreſayde, breake lowſe from his Maſter, It ſhall bee lawfull for his Maſter to take and apprehende him, whereſoever hee findeth him, and præſent him unto the Conſtable, or Juſtice of Peace, upon the ground where hee ſhall bee found; who ſhall haue power to compell the Servant to returne unto his former Maſter, (if it bee found that hee bee Maſterleſſe, and none otherwayes.)

AND Such like, His Majeſtie, and Eſtates, findes, and declares, That it ſhall bee lawfull unto all His Majeſties Lieges, who haue neceſſarilie adoe with Labour, To take, apprehende, and employe, in their Works, whatſoever lowſe and Maſterleſſe Men, and Women, whom they ſhall find within their owne Bounds. And ſuch like, that the Juſtices of Peace, and Conſtable, ſhall haue power, at the Inſtance and deſire of whatſoever perſon His Majeſties Lieges, To force, and compell all, and whatſoever lowſe Men and Women, to ſerue for competent hyre and Wages.

ACT XXII.

Anent Counterfeyting and making of falſe Writtes.

FOR Eſchewing the daunger wherein manie of His Majeſties Lieges ſtand, by counterfeyting and falſifying of Evidentes: IT IS Statuted, and Ordayned, THAT Whoſoever maketh & uſeth a falſe Writ, or is acceſſory to the making thereof, ſhall bee puniſhed, with the paynes due unto committers of falſehood. AND It ſhall not bee lawfull for any perſon, counterfeyter, falſifier, or acceſſorie, whatſoever, To declare in Judgement, that hee paſſeth from the Writ quarrelled of Falſehood. But if after the tryall, the Writ quarrelled bee found falſe, the paſſing from, or declaration of the partie, that hee will not uſe the ſame, ſhall no wayes free him from the puniſhment which is due unto thoſe who commit falſehood.

ACT XXIII.

A generall Pardon, for deedes done againſt penall Statutes: (ſome few excepted) And a Diſcharge of James Cranſton his Commiſſion.

OUR SOVERAINE LORD, and ESTATES of this præſent Parliament, Conſidering the Complaint made by the Barrons, Shyrefs, Stewards, Bayllies, and other Free-holders within this Kingdome, concerning the daunger which all Our Soveraine Lords Lieges doe daylie underlye, for having tranſgreſſed penall Statutes, which haue a Pecuniall, or arbitrarie payne adjected thereunto: And the great hurt and præjudice ſuſtayned, by graunting Commiſſions unto private perſons, for execution of the ſame Statutes, which hath beene uſed amongſt the common people, at ſundry times, with intolerable rigour, and exaction, of before: HAUE diſcharged, freelie pardoned, and remitted: DISCHARGES, Freelie pardones, and remittes, all contraveners of anie of the ſaydes penall Statutes, for all deedes done by them contrarie to the tenor of the ſame Statutes, in times by gone. Except onlie the Statutes concerning wearing and bearing of Hagbuts and Piſtolets: Taking of unlawfull Uſurie: Tranſporting of Money and Golde: And ſlaying of red and blacke Fiſh: Which are no wayes diſcharged by this præſent Statute, nor comprehended heereintill.

AS ALSO, Our ſayde Soveraine Lord, with adviſe and conſent of the ſaydes Eſtates, Statutes, and declares, That heereafter Commiſſion for putting of penall Statutes to execution, ſhall onely bee granted unto honeſt men, of good qualitie: who ſhall bee ſufficientlie authorized by the Lordes of Secret Counſell, for diſcharging of their Office. And abſolutelie diſcharges in time comming, James Cranſton, his Deputies, or Officers, to call, or conveine any perſon, or perſons, for ſlaying of red or blacke Fiſh. And from hencefoorth declares, The power of his Commiſſion granted unto him to that effect, to bee quite extinguiſhed, and aboliſhed.

ACT XXIIII.

Anent Evidents paſt the Great Seale, which are not regiſtrated.

UR SOVERAINE LORD, and ESTATES Of Parliament, Underſtanding, That there are ſundrie Infeftments, and other Writs, which paſſe His Highneſſe Great Seale, That in time by gone, after the expeading thereof, and appending of the Seale thereunto: Haue, thorow the over-ſight, and negligence of the Receivers thereof, in the not returning of the ſame to the Director of His Highneſſe Chancellarie, and his Deputies, Bene omitted, to bee regiſtrated, in their Bookes and Regiſters appoynted for that effect. And conſidering, that the not Regiſtration of the ſame Infeftments and Writs, tendeth to the great hurt and præjudice of the perſons unto whom the ſame are granted, and pertaine.

THEREFORE, Our ſayde Soveraine Lord, and Eſtates of Parliament, for remeide heereof, Statutes, and ordaynes, THAT in time comming, when any Infeftment, or other Writ, or Evident, which paſſeth His Highneſſe Great Seale, ſhall bee formed and written by the Director of his Highneſſe Chancellarie, or his Deputies. The ſame after the writing thereof, ſhall bee delivered by them unto the partie, Ingiver of the ſaydes Infeftments, or other Writs foreſayds: To the effect hee may get His Highneſſe Great Seale thereunto appended. At the deliverie whereof, the partie receiver of the ſame, ſhall only bee holden, and aſtricted to pay at that tyme to the Director of the Chancellarie, or his Deputes, That one halfe of the pryces allowed unto him, by the Booke of Rates for writing of Evidents to the Great Seale: And that only in conſideration of the paines taken in forming and writing of the ſaids writtes and Evidents, without paying before-hand the other halfe of the ſaids pryces, which heerby is appoynted to bee reſerved vnpayed whill the ſame bee regiſtrat in maner after mentioned. Which Infeftments and Evidents being delyuered to the Keeper of the great Seale, and hee hauing appended the ſame Seale thereto, and being ſatisfied of the pryce dew to him therefore: Ordeines the Keeper of the greate Seale, to returne and redeliver the ſame Infeftment, or other Writ foreſayde, ſo ſealed by him, backe againe, to the Director of His Highneſſe Chancellarie, or his Deputies: To the effect the ſame Infeftments, Evidents, or other Writs foreſaydes, may bee regiſtrated by him, in the Regiſters and Bookes appointed for that effect. Which being ſo regiſtrated, Ordaynes the Director of His Highneſſe Chancellarie, and his Deputies: To deliver the ſame to the partie: Hee being ſatisfied of the other halfe of the price foreſayde, retayned by the partie, and unpayed by him, at the time of the writing of the ſayds Evidents to the Great Seale, as due for the regiſtration thereof, in manner aboue written.

AND ALSO, Our ſayde Soveraine Lord, Statutes, and Ordaynes, all, and whatſoever perſons, who haue any Infeftments, Writs, or Securities, graunted unto them, and alreadie paſt the Great Seale, and which are not as yet regiſtrated, to returne the ſame backe againe, unto

the Director of His Highneſſe Chancellarie, within the ſpace of a yeare after the publication of this præſent Act: To the effect the ſaydes Infeftments, and Writs, may bee regiſtrated by the ſayde Director of His Highneſſe Chancellarie, and his Deputies: and that *gratis*, and without any payment to bee given unto him therefore.

ACT XXV.

Anent Banquetting, and Apparell.

OUR SOVERAINE LORD, And ESTATES Of Parliament, Conſidering the great hurt comming unto this Countrey, by the ſuperfluous uſage of unneceſſarie Sumptuouſneſſe in Meat, Apparell, and otherwayes: and that by all ſorts of people, promiſcuouſly, without diſtinction of perſons, of rankes or qualitie. For repreſſing the ſayde abuſe in time comming, Doe Statute, and Ordayne, THAT None Of Our Soveraine Lords Lieges, of whatſoever qualitie or degree, ſhall weare any Cloathing of Golde or Silver Cloath, or any Golde or Silver Lace upon their Apparels, or any part of their Bodies hereafter. And that no manner of perſon ſhall haue any Apparell of Velvet, Sattin, or other Stufs of Silke, except Noble-Men, Lordes of Parliament, Prælates, His Majeſties Counſellers, Lords of Seſſion, Barrons, of qualitie, having of free yearly Rent foureſcore Chalders Victuall, or ſixe thouſand Marks of Silver: and the Proveſts of the principall Burrowes, within this Kingdome, or thoſe who haue beene Proveſts: with ſuch alſo as ſhall happen to bee, or haue beene, Proveſts, Bayllies, Deane of Guilde, and Theſaurer, within the Towne of Edinburgh: Excepting alſo Rectors of Univerſities.

AND IT IS Statuted, and Ordained, That theſe perſons which are permitted to weare the ſayds Apparelling of Silke, ſhall no wayes haue Embrodring, or any Lace or Paſſements upon their Cloathes: except only a plaine Welting Lace of Silke upon the Seames, or Borders of their Cloathes: with Belts, and Hat-bands, embrodred with Silke: and ſuch like, That the ſayde Apparell of Silke bee no wayes cut out upon other Stufs of Silke: except upon a ſingle Taffatie. AND, that the Wiues of the ſayds priviledged perſons, their eldeſt Sonnes, and eldeſt Daughters, unmarried, and the Children of all Noble Men, bee licentiate to weare their Apparell in manner aforeſayd only, under the payne of a thouſand pounds, (*Toties, Quoties.*)

2. ITEM, That no perſon, of whatſoever degree, ſhall haue Pearling, or Ribbening, upon their Ruffes, Sarkes, Napkins, and Sockes: Except the perſons before priviledged. And the Pearling, and Ribbening, to bee ſo worne by them, (if any bee) to bee of thoſe made within the Kingdome of SCOTLAND, under the payne of an hundreth poundes, *toties, quoties.*

ITEM,

3. ITEM, That none weare upon their Heads, or Buskings, anie Feathers. And notwithſtanding, It is permitted, That anie perſon may weare Chaines, or other Golde Smiths Worke, having no Stones, nor Pearles, within the ſame. And that no perſon weare anie Pearles, nor precious Stones: Except the perſons before priviledged: under the payne of a thouſand Marks, to be payed by the contraveners, (*toties, quoties.*)

4. And It is ſtatuted, That no perſon, nor perſons, (Except the priviledged perſons foreſayd) weare Lanes, or Cambricke. And that no perſon whatſoever, weare upon their Bodies, Tiffnies, Cobwebbe, Lanes, or Slyres, under the payne of an hundreth pounds, (*toties, quoties.*)

5. Nevertheleſſe, The Kinges Majeſtie, Prince, and their ordinarie Houſe-holde ſervauntes, are exeemed from this Act, and all the clauſes thereof.

6. Jt is moreover ſtatuted, That no Servants, Men or Women, weare any Cloathing, except thoſe that are made of Cloath, Fuſteons, Canves, or ſtuffs, made in the Countrey. And that they ſhall haue no ſilke upon their Cloathes: Except ſilke Buttons, and Button-holes: and ſilke Garters, without pearling, or roſes, under the payne of an hundreth Marks, (*toties, quoties.*)

7. It is alwayes declared, That it may bee lawfull for them to weare their Maſters, or Miſtreſſes, olde Cloathes.

8. Jt is hereby ordayned, That no Coaches bee guilded with Golde.

9. It is alſo declared, That Heraults, Purſevants, and likewiſe Trumpetters, bee exeemed from this Act.

10. Item, It is ſuch like ſtatuted, That Minſtrels bee exeemed.

11. IT IS farther ſtatuted, That none, except the priviledged perſons foreſayds, uſe Damaske Naprie, brought from beyonde Sea, under the payne of an hundreth pounds, (*toties, quoties.*)

12. IT IS lykewayes Statute, that no moe deule weedes bee made at the death of any Earle or Counteſſe, but twentie foure at the moſt: Or for ane Lord of Parliament, or ane Lords wyfe, but Sixteene onely, and for all other Priviledged perſons before named, twelfe at the moſt: And that none (except the priviledged perſons) haue any honours caryed, and theſe according to their qualities; and that no deule weedes be giuen to Heraulds, Trumpetters, or Saullies, Except by the Earls & Lords, & their wiues. And the number of the Saullies to bee according to the number of the deule weeds, vnder the paine of ane thouſand pounds, (*toties, quoties.*)

13. IT IS Statuted, That the faſhion of Cloathes nowe præſently uſed, not to bee chaunged by men or women, and the wearers thereof: under the payne of forfaultrie of the cloathes, and of an hundreth

pounds, to bee payed by the wearers, And as much by the makers of the ſaydes cloathes, (*toties, quoties.*)

14. It is Ordayned, That no Caſtor Hats bee uſed nor worne, but by the priviledged perſons: under the payne of an hundreth poundes, (*toties, quoties.*)

15. It is farther inacted, That no cloathes ſhall bee made after the publication of the Act, but according to the manner and condition before expreemed. And that none of the former diſcharged Cloathing be worne by no perſon after Martinmeſſe, the yeare of GOD, one thouſande, ſixe hundreth, twentie, and three yeares: under the paynes [*reſpective*] aboue ſet downe, (*toties, quoties.*)

16. ITEM, It is ordayned, That the Husband-men, & Labourers of the Ground, weare no Cloathing, but Grayes, Whyte, Blew, and ſelfe Blacke Cloath, made in SCOTLAND: And that their Wiues and Children weare the like: under the payne of fourtie poundes, (*toties, quoties.*)

17. IT IS Further Statuted, and Ordayned, That no perſon uſe anie maner of Deſert of Wette and Dry Confections, at Banquetting, Marriages, Baptiſmes, Feaſtings, or any Meales: Except the Fruites growing in SCOTLAND: As alſo Figs, Reaſins, Plumbe-damies, Almonds, and other unconfected Fruites: under the payne of a thouſand Markes, (*toties, quoties.*) Excepting ſuch like the uſe of the foreſayde forbidden Confections, to bee lawfull for the entertaynment of His Majeſtie, Prince, and their Trayns, being within the Countrey, and for Ambaſſadours, or Strangers of great qualitie.

18. And It Is Statuted moreover, That no perſon, of whatſoever qualitie, uſe any Feaſting at Burialls, or offer of other Meats, except Bread and Drinke. As likewiſe, no perſon uſe any eating or drinking at Night-wakings, or Lieke-wakes: under the payne of a thouſand Markes, (*toties, quoties.*)

ACT XXVI.

Anent Thaicking of Houſes in Edinburgh, with Sklaite and Skaillie.

UR SOVERAINE LORD, And ESTATES Of this præſent Parliament, Conſidering, that ſundrie perſons of meane qualitie, acquire unto themſelues the heretable Right of ſundrie ruinous Landes, and Waſtes, within the Towne of Edinburgh. And for want of meanes to builde the ſame ſufficiently, thaickes the ſame with Strawe, and Deales. Whereby the Landes next adjacent unto the ſame, builded upon the great charges and expences of the heretors, are often times brought in great hazard, and ſometime to decay, in time of ſudden Fyre. THEREFORE, and for further decoration of the

of the ſayde Burgh, being the Head-Burgh of this Realme, Our Soveraine Lord, with conſent of the ſaydes Eſtates, Statutes, and Ordaynes, That in all time to come, no manner of perſon, nor perſones, ſhall bee ſuffered, or permitted, to builde anie Houſes within the ſayde Burgh of Edinburgh: but ſuch as ſhall bee covered with Sklait, or Skaillie, Lead, Tylde, or Thacke-ſtone. AND alſo, Statutes, and Ordaynes, That the heretors of ſuch houſes as are alreadie thaicked with Thacke and Straw, (if the ſame Thacke, and Straw Roofs, ſhall hereafter at any time become ruinous) ſhall bee aſtricted to thaicke the ſame againe with Sklaite, or Skaillie, Lead, Tylde, or Thacke-ſtone. AND, Ordaynes Letters of Horning to bee directed hereupon, againſt the heretors of the ſaydes Landes, in forme as effeires. AND ſuch like, Ordaynes the Proveſt and Bayllies of the ſayde Burgh, To put this Act to Execution.

ACT XXVII.

Anent Compriſing from apparent Heyres, extended as well unto Mens owne Debts, as their Prædeceſſours.

OUR SOVERAINE LORD, And ESTATES of this præſent Parliament, Ratifies, approues, and confirmes, the 106. Act of the ſeaventh Parliament of King JAMES the fifth, of worthie memorie: Intituled, The Creditor may perſue him, who is charged to enter, and entereth not, in all the Heads, Articles, and Clauſes thereof. With the Addition and Explanation following: THAT The ſame ſhall bee extended unto Debtes owing by anie perſon himſelfe, as well as to thoſe which were addebted by his Prædeceſſors. For the which Debt, it ſhall bee as lawfull for a Creditor, to charge any perſon to enter Heyre to his prædeceſſor, and with the like Certification, as if the prædeceſſor had beene debtor thereintill. Whereupon Compriſing may followe in manner ſpecified, in the ſayde Act.

ACT XXVIII.

Anent taking of Annuell-rent before-hand, to bee Vſurie.

OUR SOVERAINE LORD, and ESTATES of this præſent Parliament, Conſidering, that notwithſtanding uſurie, and taking unlawfull Annuell, more than ten for each hundreth, hath beene by ſundry Acts of before, diſcharged, and forbidden: Yet it hath bene uſuall, by an evill and corrupt cuſtome, to take, or retayne, the Annuell-rent, the time of the borrowing the Money: Which in effect is eleven of each hundreth at leaſt. FOR Avoyding whereof, Statutes, and Ordaynes, That no perſon, who lendes, or giues out Money, and receiues Annuell therefore, ſhall retayne the time of the lending, exact, craue, or receiue, from their Debtors, the Annuell of their lent ſummes, untill the Tearme of payment, appoynted by their Bandes, bee firſt come. And it ſhall bee lawfull, at the time of

lending of Money, and making of Bandes, to adde the Annuell unto the principall Summe: Providing alwayes, neyther principall nor annuell bee exacted, or craved, before the Tearme of payment appointed to the ſayde Band. And the Contraveiners of this præſent Statute, ſhall bee puniſhed as unlawfull uſurers.

ACT XXIX.

Ratification of the Act of Secret Counſell, Againſt Backſters, Browſters, Fleshers, and Candle-makers of Edinburgh.

OUR SOVERAINE LORD, With Adviſe and Conſent of the ESTATES of this præſent Parliament, By the Tenor hereof, Ratifies, Approues, and Confirmes, The Act of Secret Counſell, of the date the ſeaventeenth day of Februarie, one thouſand, ſixe hundreth, and eighteene yeares: Made, and ſet downe, by His Majeſtie, With Conſent of the Lordes of His Highneſſe Secret Counſell, againſt the Backſters, Browſters, Fleſhers, Candle-makers, and others therein contayned, In-dwellers within Edinburgh: With the Publication and Proclamation following thereupon, In all, and ſundrie Heads, Points, Paſſages, Circumſtances, and others, ſpecified thereintill: conforme to the Tenor thereof, in all Points. AND Willes, and Declares, The ſame to haue beene, in all time by-gone, ſince the making and publication thereof: And to bee, and ſtand, in all time comming, good, valiable, and effectuall in the ſelfe: and to haue the due, benefite, and execution thereof, conforme thereunto: Againſt all who haue tranſgreſſed: or ſhall happen to tranſgreſſe, and contraveine the Tenor of the ſame. Whereof the Tenor followeth:

Apud Edinburgh, Decimo ſeptimo Die Menſis Februarii, Anno Domini Milleſimo, Sexcenteſimo, Decimo octavo.

FOR AS MUCH, As The Kinges Majeſtie, And Lordes of His Privie Counſell, Conſidering the daungerous and fearfull abuſe, which hath beene of continuance theſe manie yeares by-gone, within the Burgh of Edinburgh, by the Tolerance, Connivance, and Over-ſight, which hath beene given unto Backſters, Browſters, and others, to builde, and keepe, Stackes of Hather, Broome, Whinnes, and other Fewell, in the Heart of the ſayde Burgh, and in the Vennalles and Cloaſſes of the ſame: Where ſundrie of His Majeſties good Subjectes, Inhabitantes of the ſayde Burgh, haue, with great Charges, and Expences, builded manie goodlie Houſes, and Buildinges: to the Credite of the ſayde Burgh, and for the Policie and Decoration of the ſame. By the which Stackes of Hather, Broome, Whinnes, and other Fewell, builded, and kept, within the ſayde Burgh, not onely are the Neyghboures of the

next adjacent partes thereunto, holden in continuall feare, and dreadour, and are in verie great hazard, and daunger, if eyther by negligence, or wilfull malice, (as GOD forbid) Fyre ſhoulde bee ſet in the ſaydes Stackes: as fell out by the fyring of ſome Stackes in Peibles Wynde, in the 1584. yeare of GOD. But a great number of People, who are inclined, and diſpoſed, to beſtowe ſome parte of their eſtate upon building within the ſayde Burgh, are with-holden therefrom, for feare of the ſayds Stackes. And beſides this abuſe, which is both fearfull, daungerous, and hath produced manie inconvenients and great Skaith, from time to time, to the ſayde Burgh: there is another ſhamefull abuſe therein: which although it bee not altogether ſo fearfull and dangerous as the other, yet it is noyſome to the whole civile and honeſt Neyghboures, and to all the Nobilitie, and Countrey people, which come hither for their private adoes: And with that, it is deteſtable in the ſight of Strangers, corrupteth the Aire, and carrieth manie diſgracefull, and ſhamefull imputations againſt the ſayde Burgh, as being a puddle of filth and filthineſſe: To wit, the over-ſight which is given unto Candle-makers, to keepe their Shoppes and houſes where they melt their Tallone, and Cracklinges, within the Heart of the ſayde Burgh: And to Fleſhers, to keepe their Slaughter Shoppes within the Towne, and to tuime the filth of the ſlaughtered Goods upon the high Streetes, and in open Vennalles, and Cloaſſes: whereby it often times falleth out, that in manie Streetes and Vennalles of the ſayde Burgh, the filth of ſlaughtered Goods is in ſuch aboundance expoſed unto the view of the people: and the Cloaſſes and Streets are ſo filled therewith, as there can no paſſage be had thorow the ſame. FOR removing of the which two Abuſes, ſo daungerous and diſgracefull to the ſayde Burgh, The Kinges Majeſtie, with adviſe of the Lordes of His Secret Counſell, hath reſolved, concluded, commaunded, and ordayned, That from the firſt day of May next to come, there ſhall bee no Stackes of Hather, Broome, Whinnes, nor other Fewell, kept, nor ſuffered to bee in anie of the Vennalles, Wyndes, or Cloaſſes of the ſayde Burgh, nor within Houſes, nor upon the Streetes of the ſame: and that no Fleſhers ſhall bee ſuffered, by themſelues, their ſervauntes, or others in their names, to keepe anie Slaughter-houſes within this Burgh, nor in anie Wynde, Cloaſe, or Vennall of the ſame: nor to tuime the bloode and filth of their ſlaughtered Goodes upon the Streetes, or in Cloaſſes, or Vennalles: Nor that no Candle-makers keepe their melting Houſes within the ſayde Burgh: But that the ſaydes Stackes of Hather, Broome, Whinnes, and other Fewell, ſhall bee carried, and ſet at ſome remote partes of the ſayde Burgh, beſide the Portes, Walles, or North-Loch ſide, where there are no Houſes: And that the ſaydes Fleſhoures ſhall provide themſelues of Slaughter houſes, at the North Loch ſide, where they may haue the uſe of the water for the away-taking of the filth of their ſlaughter Goodes: And that the Candle-makers provide themſelues of houſes, for melting of their Tallone and Cracklinges, at ſome remote partes of the Towne, from the common ſtreetes, cloaſſes, and vennalles of the ſame: AND Ordaynes Letters to bee directed, to make publication hereof, by open proclamation, at the Market Croſſe of Edinburgh: wherethorow none prætende ignorance of the ſame: and to command, charge, and inhibite, all and ſundrie perſons, Inhabitantes

within the ſayde Burgh, of what Trade or Calling ſoever they bee: That they, nor none of them, nor none by their command, and direction, Found, build, or keepe any Stackes, or ruckes, of Hather, Broome, Whinnes, or other Fewell, within anie of the Cloaſſes, Vennalles, or waſte places of the ſayde Burgh, nor within their houſes: And that they remoue the Stackes which they alreadie haue, and builde the ſame at ſome remote places, about the Portes and Walles of the ſayde Burgh, where there are no houſes, or at the North Loch ſide: Betwixt and the ſayd firſt day of May, next to come: under the payne of Confiſcation of the ſame Hather, Broome, and Whinnes, ſo to bee ſtacked, againſt the meaning and intent of this Act, and further: under the payne of fiue hundreth poundes, to bee payed by them, ſo oft as they ſhall happen to fayle. And ſuch like, to commaund all and ſundrie Fleſhours, Inhabitantes within the ſayde Burgh, That they prepare themſelues of Slaughter-houſes, at the North Loch ſyde: where they may haue the commoditie of water for their uſe: and that they in no wiſe præſume, nor take upon hand, after the ſayde day, to tuime the filth, or blood of their ſlaughtered Goods, upon the ſtreetes, nor in the vennalles, cloaſſes, and wyndes of this Burgh. As alſo, To charge all Candle-makers, That they, betwixt and the day foreſayde, provide themſelues of houſes, for melting of their Tallone, and Cracklinges, at ſome remote partes of the Towne, from the common ſtreetes, cloaſſes, and vennalles of the ſame: Under the payne of fiue hundreth poundes money, to bee incurred by everie perſon, Fleſhour, or Candle-maker, ſo often as they ſhall fayle. AND ſuch like, to command, and charge the Proveſt and Bayllies of Edinburgh, That they haue a ſpeciall care and regarde, to ſee this præſent Act to bee præciſelie and inviolablie kept: as they will aunſwere to His Majeſtie, and the ſaydes Lordes, upon the ductifull diſcharge of their Office.

ACT XXX.

Act reſtrayning the buying and ſelling of certayne wylde Fowles.

OUR SOVERAINE LORD, with Adviſe and Conſent of the ESTATES of Parliament, Conſidering the great abuſe and libertie, which hath beene uſed theſe diverſe yeares by-gone, by the Subjectes of this Realme, In buying and ſelling of Wylde Fowles, of the particular ſpaces following: To wit, Of Pouttes, Pairtrickes, Muire-fowles, Blacke-cockes, Graye-hennes, Termigantes, Quayllies, Caperkayllies, &c. FOR Reſtrayning of which abuſe in time comming, Our Soveraine Lord, with adviſe and conſent foreſaydes, Statutes, and Ordaynes, That no perſon whatſoever within this Realme, præſume, nor take upon hand, to buy nor ſell, at anie time hereafter, anie Wylde Fowles of the ſpaces foreſayde: under the payne of an hundreth poundes money, to bee incurred by the contravener thereof, buyer or ſeller. AND Ordaynes this præſent Act to haue the ſtrength and force of an Act of Parliament, to bee inviolablie obſerved in all time hereafter, aye, and while the ſame bee lawfullie diſcharged, or altered.

ACT

ACT XXXI.

Anent Hunting, and Haulking.

OUR SOVERAINE LORD, And ESTATES of this præſent Parliament, Statutes, and Ordaynes, That no man Hunt nor Hault at anie time heereafter, who hath not a Plough of Land in Heritage: under the payne of an hundreth poundes: ORDAINES His Majeſtie to haue the one halfe of the Penaultie of the Contraveners of this præſent Act: and the Dilator to haue the other halfe of the ſayde Penaultie.

ACT XXXII.

Anent the harrying of Haulke Neſts, and Hunting in Snow.

OUR SOVERAINE LORD, And ESTATES Of this præſent Parliament, Ratifies, and Approues, the Act of Parliament made by King JAMES the Third, of worthie memorie, in the ſeaventh Parliament, Anent the unlaw of ſtealing of Haulkes, Houndes, Pairtrickes, and Duickes: in all and ſundrie Poynts, Heads, Articles, and Clauſes thereof. With this Addition, That the payne and penaultie of ten poundes therein contayned: SHALL BEE Now in all time comming augmented againſt the contraveners of the ſayde Act: Under the payne of an hundreth poundes money of this Realme. AND ALSO, Ratifies, and approues, all Actes of Parliament, made of before by His MAJESTIES moſte Noble Progenitoures, Anent the ſlaying and hunting of Hares, Does, and Rhoes, in time of Snow: And Statutes, and Ordaynes, the payne and penaultie againſt the contraveners thereof: to bee under the payne of an hundreth poundes money, (*toties, quoties*) as they ſhall happen to contravene the ſame. And ordaynes the one halfe of the payne to bee incurred by the contraveners of this præſent Act, to bee given unto His Majeſtie: and the other halfe to the perſons Dilators of the contraveners of the ſame.

ACT XXXIII.

ACT SALVO JVRE CVJVSLIBET.

FOR AS MUCH, As in this præſent Seſſion of Parliament there are many Ratifications and Acts, in Favoures of particular perſons paſt: wherein diverſe and new Clauſes are inſert, which may bee præjudiciall to particull parties rights, and derogatiue unto many and ſundry Lawes, lawfully made, and eſtabliſhed of before: Albeit the meaning of the ESTATES bee at this time, as it was ever in all præceeding Parliaments, That by no Act of Ratification, or Act graunted unto any particular perſon, any other partie ſhould bee hurt, or præjudged. FOR Remeid whereof, It is Statuted, and Ordayned, That no Ratification, nor other Act, made in Favours of any particular perſon, ſhall bee præjudiciall to any private parties right: But that the ſaydes Ratifications and Actes, made in Favours of particular perſons bee alwayes underſtoode, SALVO JURE CUJUSLIBET.

ANE TABLE OF THE PAR-TICVLAR ACTES AND OTHERS,

Not Printed, paſt in the xxiii. Parliament, holden at Edinburgh, the 4. of Auguſt. 1621.

1 *Ommiſsion anent Moneyes.*
2 *Commiſsion anent the Taxt Rolle, within the Shyreffdome of* Kincardin.
3 *Commiſsion anent Coales, and Coale-heughes.*
4 *Commiſsion for modifying Blench Dueties, and Miniſters Stipendes, in erected Trælacies.*
5 *Reference to the Secret Counſell, Anent Maulſters.*
6 *Another, Anent the In-bringing of VVater to* Edinburgh.
7 *Reference to the Secret Counſell, Anent the* Clangregor.
8 *Reference to the Secret Counſell, Anent the Taxation of the Shyreffdome of* Linlithgow.
9 *A Ratification in Favours of the Marquis of* Hamilton.
10 *An Act, Uniting the Proveſtrie of* Kirke-heugh, *unto the Arch-Biſhopricke of* Sainct-Andrewes: *with diverſe Exceptions.*
11 *Ratification in Favours of the Earle of* Anguſſe.
12 *An Act in Favours of the Earle of* Nithiſdale.
13 *Act, in Favours of the Earle of* Winton, *Anent the Regalitie of* Sainct-Andrewes, *on the South ſide of* Forth.
14 *Proteſtation made for* Iohn Murray *of* Lochmaben, *anent* Tunninghame.
15 *Ratification, and new diſſolution of* Jedburgh *and* Cannabie, *in Favours of the Earle of* Hume.
16 *Ratification in Favours of the Earle of* Lowthian.
17 *Ratification in Favours of the Earle of* Roxburgh, *anent* Kelſo *and* Leſmahago, *with a new diſſolution.*
18 *Ratification in Favours of the Earle of* Kellie.
19 *Ratification in Favours of the Earle of* Melros, *of his Infeſtment of* Binning, *&c.*
20 *Another of the Earle of* Melros, *of his Infeſtment of* Melros, *with a new diſſolution.*
21 *Act in Favours of the Vicount* Lawderdaile, *anent* Boltoun.
22 *Diſſolution of the Priorie of* Haddingtoun, *in favours of the Maſter of* Lawderdaile.
23 *Annexation of the Chappell-Royall to the Biſhopricke of* Dumblane.
24 *Ratification to* Alexander, *Biſhop of* Dunkelde, *of his Infeſtment of* Baltroddie, *&c.*
25 *Ratification to the Biſhoppe of* Dumblane, *of his Infeſtment of* Kilconquhar.
26 *Diſſolution of the Kirke of* Kilmachormuk, *from the Abbacie of* Kilwinning, *and an union thereof to the Biſhopricke of* Argyle.

Act in

27 Act in Favours of the Lord Kilmawers, anent the Kirke of Dreghorne.
28 Ratification in Favours of the Lord Spynie.
29 Ratification in Favours of the Lord Loudoun, of his Infeftment of Kyleſ-muire, &c.
30 Ratification to the Lord of Scone, of his Infeftment of Drunduffe, &c.
31 Act in Favours of Sir Andro Ker.
32 Ratification to the Lord Carnegie, of his Barronie of Ferne, &c.
33 Act in favours of Iohn Stewart, anent his Rehabilitation.
34 Erection of Coldinghame, in favours of John Stewart.
35 Diverſe Proteſtations, againſt the ſayde Act, made in favours of John Stewart.
36 Act in favours of Sir Richard Cockburne, Lord Trivie Seale.
37 Ratification to Sir Robert Melvil, of his Infeftment of Lethun, Monimaile, &c.
38 Ratification to Sir George Hay, of his Infeftment of Kinfawnes, &c.
39 Ratification to Sir William Oliphant, and his Sonnes, of their Infeftments of diverſe Lands.
40 Act in favours of Sir Andro Hammiltoun, of Reidhouſe.
41 Ratification in favours of Iohn Murray, of Lochmaben, of two Infeftmentes.
42 Ratification in favours of John Levingſtoun, of his Infeftment of Kinnaird.
43 Ratification in favours of John Achmutie, of his Infeftment of Scougall.
44 Ratification of diverſe Infeftments, graunted to the Towne of Edinburgh.
45 Ratification to the Towne of Edinburgh, of the libertie of bearing a Sword of Iuſticiarie, of Peace, of Unlawes, the Exſyſe of Wine, the Iadgerie, &c.
46 Ratification of diverſe Infeftments granted to the Towne of Edinburgh; for ſuſtentation of Colledge, Miniſters, and Hoſpitalles.
47 Act disjoyning the partes lying within the Portes of Edinburgh, from Sainct Cuthbert, and Holie-Rood-houſe.
48 Act in favours of the Keepers of the Kinges Caſtles.
49 Proteſtation made for the Earle of Errole, Great Conſtable.
50 Proteſtation made by the Earle Marſhall.
51 Proteſtations made by the Earle of Monteith, and Lord Roſſe.
52 Proteſtation of the Towne of Leith.
53 Declaration in favours of other Burrowes, anent the Actes graunted in favours of Edinburgh.
54 Ratification in favours of Maſter Alexander Gibſon, Laird of Durie.
55 Ratification in favours of the Laird of Waichtoun.
56 Act in favours of the Laird of Lochinvar.
57 Act in favours of the Laird of Caddell.
58 Act in favoures of the Laird of Whittinghame.
59 Act in favoures of the Laird of Corſtorphin.
60 Act in favoures of the Laird of Buchanane.
61 Act in favoures of the Laird of Sainct Monans.
62 Act in favoures of Sir Iohn Scott, of Scots-Tarvet.
63 Two Acts in favours of Alexander Cranſtoun, of Moreſtoune.
64 Act in favours of the Laird of Ruchlaw.

Act

65 *Act in favours of* William Barcklay, *of* Innergellie.
66 *Ratification to Maſter* Thomas Hope, *of* Craighall, *of his Inſeſtment of* Arnydie.
67 *Act anent the Union of the Landes of* Kinninmonth, *&c. Unto the Kirke of* Seres.
68 *Act in Favours of the Univerſitie of* Sainct-Andrewes.
69 *Act in favours of Maſter* William Forbes, *of* Craigievar.
70 *Licence to Sir* George Hay, *anent ſelling of his Yron.*
71 *Ratification to* William Maxwell, *of his Inſeſtment of* Juſting Leys, *and Vicarage of* Kirkbeane.
72 *Ratification in favours of the Laird of* Corſtorphin.
73 *Ratification of the Gift of the Chamberlainrie of* Fyffe, *graunted unto umwhile Sir* James Hay.
74 *Commiſſion to the Lordes of Seſsion, in favours of the Lord of* Spynie.
75 *Act in favours of* James Winrame.
76 *Act in fauours of Maſter* Walter Wheitfurde, *anent the Miniſterie of* Failfurde.
77 *Act in fauours of Sir* George Hume, *of* Manderſtoun.
78 *Act in fauours of Maaſter* William Kellie.
79 *Act in fauours of* William Dowglas, *of* Cavers.
80 *Ratification in Fauours of the Towne of* Elgin.
81 *Act in Fauours of Sir* John Campbell, *anent the Kirke of* Loudun.
82 *Ratification in fauoures of the Towne of* Elgin.
83 *Acceptation by the Parliament, of the Offer made by the extraordinarie Lordes of Seſsion, anent their Taxation.*
84 *An Act, and Commiſsion, granted by Parliament, upon the Offer made by the Advocates, and other Members of the Colledge of Iuſtice, anent their Taxation.*

FINIS.